



CITY COUNCIL MEETING AGENDA

May 23, 2011

SPECIAL MEETING, Miller Creek Conference Room, 3rd Floor

For the purpose of conducting Business & Economic Development Partnership interviews

6:00 p.m.

SPECIAL MEETING, Miller Creek Conference Room, 3rd Floor

For the purpose of holding an Executive Session to discuss litigation

6:30 p.m.

and

COUNCIL MEETING, Council Chambers, 1st Floor

7:00 p.m.

400 SW 152nd Street

Burien, Washington 98166

PAGE NO.

1. CALL TO ORDER 2. PLEDGE OF ALLEGIANCE 3. ROLL CALL

4. AGENDA CONFIRMATION

5. PUBLIC COMMENT Individuals will please limit their comments to three minutes, and groups to five minutes.

- | | | |
|-------------------------------------|---|-----|
| 6. CORRESPONDENCE
FOR THE RECORD | a. Email Dated May 4, 2011, from Emmett Hoyt Regarding Volunteer Council Advisor Position. | 3. |
| | b. Email Dated May 5, 2011, from Marco Spani Regarding Letter to the Editor. | 5. |
| | c. Email Dated May 9, 2011, from P. Levine Transmitting Letter Sent to the Seattle City Council March 24, 2011. | 7. |
| | d. Email Dated May 9, 2011, from Wayne Sykes Regarding SMP Response. | 9. |
| | e. Email Dated May 19, 2011, from Marco Spani Regarding the Water Belongs to All of Us. | 11. |

- | | | |
|-------------------|--|-----|
| 7. CONSENT AGENDA | a. Approval of Vouchers: Numbers 28271 – 28418 in the Amounts of \$2,514,762.67. | 13. |
| | b. Approval of Minutes: Council Meeting, May 9, 2011. | 33. |

COUNCILMEMBERS

Joan McGilton, Mayor
Rose Clark

Brian Bennett, Deputy Mayor
Lucy Krakowiak Gerald F. Robison

Jack Block, Jr.
Gordon Shaw

CITY COUNCIL MEETING AGENDA

May 23, 2011

Page 2

8. BUSINESS AGENDA

- | | |
|--|------|
| a. Presentation of the 2010 Annual Police Report. | |
| b. Quarterly Update by the Business & Economic Development Partnership. | |
| c. Motion to Approve Appointments to the Business and Economic Development Partnership. | 37. |
| d. Motion to Authorize the Mayor to Sign a Letter Submitting an Alternative Proposal to the Dept. of Ecology Regarding Burien's Shoreline Master Program. | 39. |
| e. Motion to Amend City Manager Employment Agreement. | 69. |
| f. Discussion of Potential Funding Sources for Completion of First Avenue South Phase I. | 83. |
| g. Discussion on Request from Burien Property Owner to Form a Local Improvement District (LID) to Fund Street and Drainage Improvements to South 140 th Street. | 87. |
| h. City Business. | 99. |
| i. Review of Council Proposed Agenda Schedule. | 127. |

9. COUNCIL REPORTS

10. ADJOURNMENT

Lisa Clausen

From: Public Council Inbox
Sent: Thursday, May 05, 2011 10:45 AM
To: 'elhoyt'
Subject: RE: Volunteer Council advisor position

Thank you for writing to the Burien City Council. Your message will be included in the Correspondence for the Record for an upcoming Council meeting.

L. Clausen
City Manager's Office

From: elhoyt [<mailto:elhoyt@comcast.net>]
Sent: Wednesday, May 04, 2011 2:36 PM
To: Public Council Inbox
Subject: Volunteer Council advisor position

Honorable Mayor McGilton and Burien Council Members,

I appreciate your time spent listening to my presentation of experiences and knowledge that could be beneficial to our Burien Community. Even though in this short time frame I was able to merely present a snap shot of my ability, I am confident in the fact that I can help you promote economic prosperity for the city of Burien.

Thank you for your sincere consideration,

Emmett Hoyt,
Holder of Silver Medal shooting for Gold

CFTR: 05/23/11

1. The first part of the paper is devoted to a general discussion of the problem of the existence of solutions of the system of equations (1) for arbitrary values of the parameters α and β . It is shown that the system has solutions for all values of the parameters α and β if and only if the condition $\alpha + \beta > 0$ is satisfied.

2. In the second part of the paper the problem of the existence of solutions of the system of equations (1) for arbitrary values of the parameters α and β is solved. It is shown that the system has solutions for all values of the parameters α and β if and only if the condition $\alpha + \beta > 0$ is satisfied.

3. In the third part of the paper the problem of the existence of solutions of the system of equations (1) for arbitrary values of the parameters α and β is solved. It is shown that the system has solutions for all values of the parameters α and β if and only if the condition $\alpha + \beta > 0$ is satisfied.

4. In the fourth part of the paper the problem of the existence of solutions of the system of equations (1) for arbitrary values of the parameters α and β is solved. It is shown that the system has solutions for all values of the parameters α and β if and only if the condition $\alpha + \beta > 0$ is satisfied.

5. In the fifth part of the paper the problem of the existence of solutions of the system of equations (1) for arbitrary values of the parameters α and β is solved. It is shown that the system has solutions for all values of the parameters α and β if and only if the condition $\alpha + \beta > 0$ is satisfied.

6. In the sixth part of the paper the problem of the existence of solutions of the system of equations (1) for arbitrary values of the parameters α and β is solved. It is shown that the system has solutions for all values of the parameters α and β if and only if the condition $\alpha + \beta > 0$ is satisfied.

7. In the seventh part of the paper the problem of the existence of solutions of the system of equations (1) for arbitrary values of the parameters α and β is solved. It is shown that the system has solutions for all values of the parameters α and β if and only if the condition $\alpha + \beta > 0$ is satisfied.

8. In the eighth part of the paper the problem of the existence of solutions of the system of equations (1) for arbitrary values of the parameters α and β is solved. It is shown that the system has solutions for all values of the parameters α and β if and only if the condition $\alpha + \beta > 0$ is satisfied.

Lisa Clausen

From: Public Council Inbox
To: Marco Spani
Subject: RE: letter to the editor

Thank you for your message to the Burien City Council. It will be included in the Correspondence for the Record for an upcoming Council meeting.

L. Clausen
Burien City Manager's Office

-----Original Message-----

From: Marco Spani [<mailto:mspani@cpnw.com>]
Sent: Thursday, May 05, 2011 1:24 PM
To: ericm@robinsonnews.com; Public Council Inbox
Cc: 'Gerald Robinson'; Jenn Ramirez Robson
Subject: letter to the editor

Dear Editor and City of Burien:

In the Highline Times I read with interest that Burien's instant poll at a "visioning meeting" indicates that 37% of respondents agree strongly that access to the city's (privately owned) shorelines should be open to all residents. I guess 37% of respondents think public access to private property is a good idea. In the same paper I read that tickets for the Highline Garden Tour are available for \$15 to access beautiful privately owned gardens on June 11th. I don't want to pay for that and I don't want to be limited to seeing those gardens on just one day. At the next "visioning meeting" I would like the City of Burien to ask people if access to the beautiful (privately owned) gardens in Burien should be open to all residents. I don't have a beautiful garden. Maybe I will vote in favor of public access to private gardens.

Asking the public if they would like access to privately owned shorelines, or gardens, is asking if Burien should take the property of some Burien residents and give it to the public, at no cost to the person voting "yes".

Next question for Burien residents: Baskin and Robbins has some delicious ice cream. Who would like some?

Marco Spani
3761 SW 171st
Burien, WA 98166

206-650-0852 phone

CFTR: 05/23/11

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Lisa Clausen

From: Public Council Inbox
To: P Levine
Subject: RE: Copy of Letter sent to the Seattle City Council March 24, 2011

Thank you for your correspondence to the Burien City Council. It will be included in the Correspondence for the Record for an upcoming Council meeting.

Lisa Clausen
City Manager's Office

-----Original Message-----

From: P Levine [<mailto:levinepr@comcast.net>]
Sent: Monday, May 09, 2011 3:46 PM
To: Public Council Inbox
Subject: Copy of Letter sent to the Seattle City Council March 24, 2011

To: Burien City Council

From: Rachael Levine
430 S. 124th St.
Burien, WA 98168

Re: Copy of letter sent to Seattle City Council, March 24, 2011

Date: May 9, 2011

CFTR: 05/23/11

RECEIVED

Burien, Washington
March 24, 2011

MAY 10 2011

CITY OF BURIED

Seattle City Council
600 4th Ave, 2nd Floor
PO Box 34025
Seattle, WA 98124-4025

Dear Seattle City Councilmembers,

For the past 47 years my husband and I have lived in the North Highline Community. We were recently annexed into the City of Burien. Since we live half-way between White Center and Burien, we have enjoyed the distinct character and activity that each provides. Whether the Burien Strawberry Festival and Farmer's Market or White Center Jubilee Days and the Cambodian New Year, we celebrate the rich diversity of our community.

We are also deeply bound together through our support of education for our children through the Highline School District, several private schools and early learning programs. Our White Center Library and Boulevard Park libraries are accessible to nearby schools and provide internet services to students and adults who may not otherwise have access to computers at home. These libraries speak to the aspirations that helped build them. It is the potential loss of library services I wish to address.

Our libraries have been oases of learning, recreation, and community meetings. The White Center Library provides additional teen programs and outreach to day care homes. The White Center Library Guild, of which I am currently the president, raises money through book sales, yard sales and a holiday bazaar to fund programs beyond those provided through the King County Library Foundation.

The 2004 King County Library System Replacement Bond Measure provided for a new 10,000 sq. ft. library to replace the overcrowded old 6,370 sq. ft. White Center Library. KCLS has not gone ahead with this improvement because of the proximity of both White Center and Boulevard Park libraries to the area that could potentially be annexed to Seattle. Annexation to Seattle would mean the loss of new and improved library services to our community. We helped pass the county wide bond measure and have continued to pay our share of the King County Library System costs.

The continued ambivalence of the City of Seattle toward annexation keeps us in limbo and denies the benefits we have paid for and the opportunity to be joined together with the entire North Highline community under an accessible and responsive City of Burien.

Sincerely,



Rachael Levine
430 S, 124th St.
Burien, WA 98168-2069

@FTR: 05/23/11

Lisa Clausen

From: Public Council Inbox
Sent: Tuesday, May 10, 2011 8:52 AM
To: 'DW Sykes'
Cc: David Johanson
Subject: RE: SMP response on May 9th agenda

Thank you for your message to the Burien City Council. It will be included in the Correspondence for the Record for an upcoming Council meeting.

L. Clausen
City Manager's Office

From: DW Sykes [<mailto:sykesdw@hotmail.com>]
Sent: Monday, May 09, 2011 4:29 PM
To: Public Council Inbox
Cc: David Johanson
Subject: SMP response on May 9th agenda

Greetings,

On reviewing the "Attachment B" City of Burien Draft responses to the DOE's required changes to the draft SMP, I would like to ask for clarification if the terminology the city is proposing should be WITHIN, not WITH:

20.30.055 Shoreline Buffers Regulations: ...

2. Overwater structures are allowed within the buffer as provided herein. Structures and development such as viewing platforms, boardwalks, benches, and trails are allowed when associated with public access. Fences less than 6-feet high, stairs, and trams (see Section 20.30.095 (2.g.) – Residential Development.

City response: Should be rewritten for clarity. Pursuant to 20.30.095 (2.g.) – Residential Development, fences less than 6-feet high, stairs, and trams may be allowed within

Wayne Sykes
206 248 2017

CFTR:05/23/11

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Lisa Clausen

From: Public Council Inbox
To: Marco Spani; 'Eric Mathison'; Public Council Inbox
Subject: RE: The Water Belongs to All of Us

Thank you for sending a copy of your message to the Burien City Council. It will be included in the Correspondence for the Record for an upcoming Council meeting.

L. Clausen
City Manager's Office

-----Original Message-----

From: Marco Spani [<mailto:mspani@cpnw.com>]
Sent: Thursday, May 19, 2011 9:47 AM
To: 'Eric Mathison'; Public Council Inbox
Cc: 'Gerald Robinson'
Subject: The Water Belongs to All of Us

Hi Eric
Here's another letter:

I'd like to respond to Vera Wunderlicht's letter published last week. She stated that the water belongs to all of us, and I agree. But the land does not. Just as I can enjoy a beautiful garden as I walk past on a public street, she can enjoy the beach and the water from any public place, including the mile-long public beach at Seahurst Park. Without an invitation I can't go into her yard and she can't come into mine.

Shorelines in Burien in front of private residences are privately owned.

The question asked by the City in the "Visioning Process" asking if the public should have access to private shorelines causes private shoreline owners to react. The City visioning process has not asked if the public would like more access to any other type of private property in Burien. The City "Vision" should include respect for the private property rights of ALL property owners in Burien. That is not the message shoreline owners are getting from the City.

Marco Spani
3761 SW 171st
Burien, WA 98166

CFTR: 05/23/11

LETTERS TO THE EDITOR:

The water belongs to all of us

2011-05-16 - Highline Times

I didn't know whether to laugh or cry while reading Marco Spani's letter to the editor last week. Does he, my fellow Burien citizen, really think that allowing public access to public property is analogous to touring the gardens of private homes? If so, it confirms my suspicion that some waterfront residents in Burien actually believe that the water itself belongs to them.

What else could the gardens represent in this analogy other than the water? Well, I have news for you, Mr. Spani - the water belongs to all of us. Despite that fact, you're currently enjoying the exclusive use of it.

Having no shoreline to walk along precludes 99 percent of Burien citizens from using a piece of property that belongs to them. This is what the majority of Burien citizens would like to see changed. Contrary to statements in the Highline Times, the community isn't "split" on this issue.

The article you reference cites the "statistic" gathered from a group of under a hundred people who came together to...oh why should I explain to you about the Vision for Burien meetings, Mr. Spani? You and your friends were all there! And, as usual, your well-organized, highly vocal, and well-funded group of concerned citizens flooded the meetings with the monomaniacal fervor to which we have all become wearily accustomed.

Unfortunately for the rest of us, Burien wasn't incorporated until the early '90s and so reasonable zoning laws weren't in place to help us all avoid this debacle in the first place. By 1993, the residents of Burien had gotten sick of out of control development and voted (some of those votes were surely cast by your waterfront owning ancestors!) to incorporate.

Well, with the privileges of incorporation also come responsibilities to our fellow citizens. And while you can, and will, continue to fight against access when you speak publicly (and privately - Ruth Dykeman property deal anyone?...), hopefully our almighty democracy will eventually triumph over your almighty dollar.

Luckily, it seems your financial and political power doesn't extend to Olympia. Personally, I sent a letter of thanks and support to the Washington State Department of Ecology for standing up for the majority of Burien citizens in their response to Burien's proposed Shoreline Master Plan. I implore others who feel similarly to do the same.

Vera Wunderlicht
Burien

COMPUTER CHECK REGISTER

CHECK REGISTER APPROVAL

WE, THE MEMBERS OF THE CITY COUNCIL OF BURIEN, WASHINGTON, HAVING RECEIVED DEPARTMENT
CERTIFICATION THAT MERCHANDISE AND/OR SERVICES HAVE BEEN RECEIVED OR RENDERED, DO HEREBY
APPROVE FOR PAYMENT ON This 23rd day of May, 2011 the FOLLOWING:

CHECK NOS. 28271-28418

IN THE AMOUNTS OF \$2,514,762.67

WITH VOIDED CHECK NOS. _____

Accounts Payable

Checks for Approval



Burien

Washington, USA

User: liliac

Printed: 05/18/2011 - 10:27 AM

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
28271	04/28/2011	General Fund	Miscellaneous	State of Washington	99.43
28271	04/28/2011	General Fund	Miscellaneous Contingencies	State of Washington	15.50
28271	04/28/2011	General Fund	Miscellaneous	State of Washington	7.59
28271	04/28/2011	General Fund	Miscellaneous	State of Washington	4.26
28271	04/28/2011	Surface Water Management Fund	Miscellaneous	State of Washington	688.75
Check Total:					815.53
28272	05/06/2011	General Fund	Travel	Petty Cash Custodian	6.00
28272	05/06/2011	General Fund	Travel	Petty Cash Custodian	13.00
28272	05/06/2011	Street Fund	Office And Operating Supplies	Petty Cash Custodian	12.03
28272	05/06/2011	General Fund	Travel	Petty Cash Custodian	13.00
28272	05/06/2011	General Fund	Office/operating Supplies	Petty Cash Custodian	27.78
28272	05/06/2011	General Fund	Mileage	Petty Cash Custodian	12.24
28272	05/06/2011	General Fund	Mileage	Petty Cash Custodian	9.18
28272	05/06/2011	General Fund	Travel	Petty Cash Custodian	13.00
28272	05/06/2011	General Fund	Office And Operating Supplies	Petty Cash Custodian	4.38
28272	05/06/2011	General Fund	Other Miscellaneous Revenue	Petty Cash Custodian	8.90
28272	05/06/2011	General Fund	Office/operating Supplies	Petty Cash Custodian	9.52
28272	05/06/2011	General Fund	Miscellaneous	Petty Cash Custodian	8.19
28272	05/06/2011	General Fund	Miscellaneous	Petty Cash Custodian	32.93
28272	05/06/2011	General Fund	Miscellaneous	Petty Cash Custodian	32.07
28272	05/06/2011	General Fund	Registration & Training	Petty Cash Custodian	13.00
28272	05/06/2011	General Fund	Office/operating Supplies	Petty Cash Custodian	13.98
28272	05/06/2011	General Fund	Mileage	Petty Cash Custodian	10.20
28272	05/06/2011	General Fund	Office And Operating Supplies	Petty Cash Custodian	20.17
28272	05/06/2011	Street Fund	Meals	Petty Cash Custodian	19.49
28272	05/06/2011	General Fund	Travel	Petty Cash Custodian	10.99
28272	05/06/2011	General Fund	Office/operating Supplies	Petty Cash Custodian	7.22
28272	05/06/2011	General Fund	Mileage	Petty Cash Custodian	13.66
28272	05/06/2011	General Fund	Travel	Petty Cash Custodian	20.00
28272	05/06/2011	General Fund	Mileage	Petty Cash Custodian	13.66
28272	05/06/2011	Street Fund	Office And Operating Supplies	Petty Cash Custodian	16.41

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
28272	05/06/2011	General Fund	Meals	Petty Cash Custodian	30.83
28272	05/06/2011	General Fund	Mileage	Petty Cash Custodian	22.95
28272	05/06/2011	General Fund	Office And Operating Supplies	Petty Cash Custodian	7.98
28272	05/06/2011	Street Fund	Office And Operating Supplies	Petty Cash Custodian	18.59
28272	05/06/2011	Street Fund	Office And Operating Supplies	Petty Cash Custodian	6.01
28272	05/06/2011	General Fund	Cash Over & Short	Petty Cash Custodian	-0.03
Check Total:					447.33
28273	05/06/2011	Street Fund	Landscape Maint - Utilities	Water District No. 49	54.50
28273	05/06/2011	Street Fund	Landscape Maint - Utilities	Water District No. 49	54.50
28273	05/06/2011	Street Fund	Landscape Maint - Utilities	Water District No. 49	54.50
Check Total:					163.50
28274	05/11/2011	Equipment Reserve Fund	Machinery And Equipment	Wilson Fleet Services	25,606.00
Check Total:					25,606.00
28275	05/16/2011	General Fund	Subscriptions/publications	ABC LEGAL	113.00
Check Total:					113.00
28276	05/16/2011	General Fund	Office And Operating Supplies	ACE Hardware	93.51
28276	05/16/2011	Street Fund	Repairs And Maintenance	ACE Hardware	3.82
28276	05/16/2011	Street Fund	Office And Operating Supplies	ACE Hardware	29.53
28276	05/16/2011	Street Fund	Repairs And Maintenance	ACE Hardware	7.06
28276	05/16/2011	Surface Water Management Fund	Office And Operating Supplies	ACE Hardware	117.01
Check Total:					250.93
28277	05/16/2011	Street Fund	Repairs And Maintenance	Alpine Products, Inc.	975.92
Check Total:					975.92
28278	05/16/2011	General Fund	Office and Operating Supplies	Aramark Uniform Services	99.65
Check Total:					99.65
28279	05/16/2011	Street Fund	Registration - Trainng/workshp	Argus Pacific Inc.	180.00
28279	05/16/2011	Surface Water Management Fund	Registration - Trainng/workshp	Argus Pacific Inc.	180.00

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
Check Total:					360.00
28280	05/16/2011	General Fund	Telephone	A T & T	44.85
Check Total:					44.85
28281	05/16/2011	General Fund	Professional Services	BERK	8,070.00
Check Total:					8,070.00
28282	05/16/2011	General Fund	Community Outreach	Kenneth Barger	262.88
Check Total:					262.88
28283	05/16/2011	Street Fund	Meals	SAMIR BASMEH	112.35
28283	05/16/2011	Street Fund	Mileage	SAMIR BASMEH	363.62
Check Total:					475.97
28284	05/16/2011	General Fund	Registration - Trainng/workshp	Bellevue Community College	78.32
Check Total:					78.32
28285	05/16/2011	General Fund	Strawberry Festival	Kristen Mayer/Blue Beagle Design	500.00
28285	05/16/2011	General Fund	Strawberry Festival	Kristen Mayer/Blue Beagle Design	500.00
Check Total:					1,000.00
28286	05/16/2011	General Fund	Prof. Svcs-instructors	Viola Brumbaugh	682.13
Check Total:					682.13
28287	05/16/2011	General Fund	Office and Operating Supplies	Burien Trophy	31.10
Check Total:					31.10
28288	05/16/2011	General Fund	Website	Civic Plus	300.00
Check Total:					300.00
28289	05/16/2011	General Fund	Code Supplement	Code Publishing Co.	876.00

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
28289	05/16/2011	General Fund	Code Supplement	Code Publishing Co.	273.75
28289	05/16/2011	General Fund	Professional Services	Code Publishing Co.	213.53
28289	05/16/2011	General Fund	Code Supplement	Code Publishing Co.	3,366.58
Check Total:					4,729.86
28290	05/16/2011	General Fund	Utilities	COMCAST	59.95
28290	05/16/2011	General Fund	Utilities	COMCAST	73.92
Check Total:					133.87
28291	05/16/2011	General Fund	Office And Operating Supplies	Complete Office	324.91
28291	05/16/2011	General Fund	Office And Operating Supplies	Complete Office	36.00
28291	05/16/2011	General Fund	Office/Operating Supplies	Complete Office	36.00
28291	05/16/2011	General Fund	Office And Operating Supplies	Complete Office	36.00
28291	05/16/2011	General Fund	Office/operating Supplies	Complete Office	288.59
28291	05/16/2011	General Fund	Office/operating Supplies	Complete Office	324.91
28291	05/16/2011	General Fund	Office And Operating Supplies	Complete Office	252.61
28291	05/16/2011	General Fund	Office And Operating Supplies	Complete Office	252.61
28291	05/16/2011	General Fund	Office And Operating Supplies	Complete Office	555.17
Check Total:					2,106.80
28292	05/16/2011	General Fund	Instructors Prof Svcs	Janet S. Crawley	66.00
Check Total:					66.00
28293	05/16/2011	General Fund	Human Svc-family/youth	City of Auburn	9,000.00
Check Total:					9,000.00
28294	05/16/2011	General Fund	Office And Operating Supplies	City of Renton	165.00
Check Total:					165.00
28295	05/16/2011	General Fund	Utilities	City of Seattle	365.55
28295	05/16/2011	General Fund	Utilities	City of Seattle	903.74
28295	05/16/2011	General Fund	Utilities	City of Seattle	610.24
28295	05/16/2011	General Fund	Utilities	City of Seattle	1,237.53
28295	05/16/2011	General Fund	Utilities	City of Seattle	13.27
28295	05/16/2011	General Fund	Utilities	City of Seattle	179.53
28295	05/16/2011	Street Fund	Utilities - Traffic Signals	City of Seattle	1,270.11
28295	05/16/2011	Surface Water Management Fund	Util - Pump 21: Chelsea Park	City of Seattle	36.92

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
28295	05/16/2011	Surface Water Management Fund	Chelsea Pond	City of Seattle	55.50
Check Total:					4,672.39
28296	05/16/2011	General Fund	Citizens Patrol/ Crime Prevent	City of SeaTac	105.19
Check Total:					105.19
28297	05/16/2011	General Fund	Miscellaneous	Culligan	66.80
Check Total:					66.80
28298	05/16/2011	General Fund	State Lobbying Services	Michael D. Doubleday	4,300.00
Check Total:					4,300.00
28299	05/16/2011	Street Fund	Discover Burien	Discover Burien	4,850.00
28299	05/16/2011	Street Fund	Special Event Clean up	Discover Burien	3,331.00
Check Total:					8,181.00
28300	05/16/2011	General Fund	Professional Services	Dorchester Consulting	1,387.50
Check Total:					1,387.50
28301	05/16/2011	General Fund	Other Travel	BOPHARY DU	36.00
Check Total:					36.00
28302	05/16/2011	Street Fund	Professional Services	Duncanson Company, Inc.	1,760.13
28302	05/16/2011	Surface Water Management Fund	Professional services	Duncanson Company, Inc.	1,760.12
Check Total:					3,520.25
28303	05/16/2011	General Fund	Office and Operating Supplies	Dunn Lumber Co.	59.48
28303	05/16/2011	Street Fund	Office And Operating Supplies	Dunn Lumber Co.	167.49
28303	05/16/2011	Street Fund	Repairs And Maintenance	Dunn Lumber Co.	65.07
Check Total:					292.04
28304	05/16/2011	General Fund	Instructors Prof Srvs	Evergreen Community Aquatic Ce	731.85

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
Check Total:					731.85
28305	05/16/2011	General Fund	Professional Services	Elidrew, LLC	11.83
Check Total:					11.83
28306	05/16/2011	General Fund	Operating Rentals And Leases	Emerald City Water, LLC	147.83
Check Total:					147.83
28307	05/16/2011	Street Fund	Registration - Trainng/workshp	NIC A. EVERSON	60.00
Check Total:					60.00
28308	05/16/2011	Transportation CIP	Settlement Agreements - claim	Frank Coluccio Construction Co	190,355.00
Check Total:					190,355.00
28309	05/16/2011	Street Fund	Professional Services	Fehr and Peers	175.00
28309	05/16/2011	Transportation CIP	Transpo Master Plan	Fehr and Peers	3,018.35
Check Total:					3,193.35
28310	05/16/2011	General Fund	Fuel/gas/gasoline Consumption	Fleet Services	278.81
28310	05/16/2011	General Fund	Fuel/gas/gasoline Consumption	Fleet Services	4,477.93
28310	05/16/2011	General Fund	Fuel/gas consumption	Fleet Services	119.26
28310	05/16/2011	General Fund	Citizens Patrol/ Crime Prevent	Fleet Services	23.81
28310	05/16/2011	General Fund	Fuel/gas/gasoline Consumption	Fleet Services	19.50
28310	05/16/2011	General Fund	Fuel/gas/gasoline Consumption	Fleet Services	54.27
28310	05/16/2011	General Fund	Fuel/gas/gasoline Consumption	Fleet Services	263.89
28310	05/16/2011	General Fund	Fuel/gas/gasoline Consumption	Fleet Services	111.90
Check Total:					5,349.37
28311	05/16/2011	General Fund	Mileage	MONICA FOWLER	39.63
28311	05/16/2011	Street Fund	PW Shop Remodel	MONICA FOWLER	29.56
28311	05/16/2011	Surface Water Management Fund	PW Shop Remodel	MONICA FOWLER	29.57
Check Total:					98.76
28312	05/16/2011	Transportation CIP	Design Engineering	Gray & Osborne, Inc.	19,431.94

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
Check Total:					19,431.94
28313	05/16/2011	General Fund	Other Travel	RACHEL GILBERT	71.00
Check Total:					71.00
28314	05/16/2011	General Fund	Instructors Prof Svcs	Carol Gouthro	270.00
Check Total:					270.00
28315	05/16/2011	Street Fund	Office And Operating Supplies	Grainger	49.80
28315	05/16/2011	Street Fund	Office And Operating Supplies	Grainger	321.57
28315	05/16/2011	Street Fund	Small Tools & Minor Equipments	Grainger	298.21
28315	05/16/2011	Street Fund	Street Maintenance-non-county	Grainger	130.31
28315	05/16/2011	Street Fund	Street Maintenance-non-county	Grainger	4.94
Check Total:					804.83
28316	05/16/2011	Street Fund	Traffic Signal/control.mainten	GraybaR	671.04
Check Total:					671.04
28317	05/16/2011	General Fund	Parks Building Security	Guardian Security	65.00
Check Total:					65.00
28318	05/16/2011	General Fund	Instructors Prof Svcs	Victoria E. Hamilton	330.00
28318	05/16/2011	General Fund	Instructors Prof Svcs	Victoria E. Hamilton	276.75
Check Total:					606.75
28319	05/16/2011	Street Fund	Repairs And Maintenance	Hi-Line, Inc.	181.92
28319	05/16/2011	Surface Water Management Fund	Repairs And Maintenance	Hi-Line, Inc.	181.91
Check Total:					363.83
28320	05/16/2011	Surface Water Management Fund	Other Travel	HEUNGKOOK LIM	102.13
Check Total:					102.13
28321	05/16/2011	General Fund	Operating Rentals and Leases	Head-quarters	81.50

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
Check Total:					81.50
28322	05/16/2011	Street Fund	Repairs And Maintenance	ICON Materials	239.25
28322	05/16/2011	Street Fund	Repairs And Maintenance	ICON Materials	148.46
28322	05/16/2011	Street Fund	Repairs And Maintenance	ICON Materials	146.19
28322	05/16/2011	Street Fund	Repairs And Maintenance	ICON Materials	138.07
28322	05/16/2011	Street Fund	Repairs And Maintenance	ICON Materials	224.15
28322	05/16/2011	Street Fund	Repairs And Maintenance	ICON Materials	155.76
28322	05/16/2011	Street Fund	Repairs And Maintenance	ICON Materials	164.25
28322	05/16/2011	Street Fund	Repairs And Maintenance	ICON Materials	711.62
28322	05/16/2011	Street Fund	Repairs And Maintenance	ICON Materials	104.94
28322	05/16/2011	Street Fund	Repairs And Maintenance	ICON Materials	247.98
28322	05/16/2011	Street Fund	Repairs And Maintenance	ICON Materials	118.95
Check Total:					2,399.62
28323	05/16/2011	General Fund	Operating Rentals And Leases	IKON Office Solutions	594.90
28323	05/16/2011	General Fund	Operating Rents & Leases	IKON Office Solutions	321.93
28323	05/16/2011	General Fund	Operating Rents & Leases	IKON Office Solutions	455.54
Check Total:					1,372.37
28324	05/16/2011	General Fund	Operating Rents & Leases	Ikon Office Solutions	432.78
Check Total:					432.78
28325	05/16/2011	General Fund	Miscellaneous	Iron Mountain Rec. Management	39.98
28325	05/16/2011	General Fund	Miscellaneous	Iron Mountain Rec. Management	206.42
Check Total:					246.40
28326	05/16/2011	General Fund	Nuisance Abatement Costs	Innovative Contractors, LLC	1,199.03
Check Total:					1,199.03
28327	05/16/2011	General Fund	Other Miscellaneous Revenue	Ingallina's Box Lunch, Inc.	239.65
Check Total:					239.65
28328	05/16/2011	General Fund	Citizens Patrol/ Crime Prevent	Interstate Tire & Automotive	223.41

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
Check Total:					223.41
28329	05/16/2011	General Fund	MIS Plan Implementation	Interface Technologies Northwe	3,044.88
Check Total:					3,044.88
28330	05/16/2011	General Fund	Prof. Svcs-instructors	Moodette Ka'apana	109.20
Check Total:					109.20
28331	05/16/2011	General Fund	Office and Operating Supplies	Gina Kallman	206.90
Check Total:					206.90
28332	05/16/2011	General Fund	Animal Control Services	Dr. Leslie Kasper	8,812.65
28332	05/16/2011	General Fund	Animal Control Services	Dr. Leslie Kasper	26,437.95
28332	05/16/2011	General Fund	Professional Services	Dr. Leslie Kasper	-26,437.95
Check Total:					8,812.65
28333	05/16/2011	General Fund	Jail contracts	KING COUNTY FINANCE	45,716.91
Check Total:					45,716.91
28334	05/16/2011	Street Fund	Repairs And Maintenance	Kenworth Northwest Inc.	2,126.87
28334	05/16/2011	Surface Water Management Fund	Repairs And Maintenance	Kenworth Northwest Inc.	2,126.88
Check Total:					4,253.75
28335	05/16/2011	General Fund	Public Defender	Kirshenbaum & Goss, Inc., P.S	7,465.00
Check Total:					7,465.00
28336	05/16/2011	General Fund	Prof. Svcs-instructors	Kim Klose	52.80
28336	05/16/2011	General Fund	Prof. Svcs-instructors	Kim Klose	24.00
Check Total:					76.80
28337	05/16/2011	Transportation CIP	Construction - Inspection	KPG, Inc.	44,878.18

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
Check Total:					44,878.18
28338	05/16/2011	General Fund	Other Travel	MICHAEL LAFRENIERE	624.98
Check Total:					624.98
28339	05/16/2011	General Fund	Mileage	DOUG LAMOTHE	333.54
28339	05/16/2011	Transportation CIP	Construction	DOUG LAMOTHE	59.08
Check Total:					392.62
28340	05/16/2011	General Fund	Instructors Prof Svcs	Lauren Laughlin	330.00
Check Total:					330.00
28341	05/16/2011	General Fund	Instructors Prof Svcs	Yon Lemieux	80.00
Check Total:					80.00
28342	05/16/2011	General Fund	Prof. Svcs-instructors	Alexander Lewis	1,020.00
Check Total:					1,020.00
28343	05/16/2011	Street Fund	Repairs And Maintenance	Lind Electronics, Inc.	719.70
28343	05/16/2011	Street Fund	Repairs And Maintenance	Lind Electronics, Inc.	75.70
Check Total:					795.40
28344	05/16/2011	Street Fund	Repairs And Maintenance	Masons Supply Company	826.93
Check Total:					826.93
28345	05/16/2011	General Fund	Instructors Prof Svcs	Hunter McGee	157.50
Check Total:					157.50
28346	05/16/2011	Street Fund	Office And Operating Supplies	McLendon Hardware, Inc.	175.99
28346	05/16/2011	Surface Water Management Fund	Office And Operating Supplies	McLendon Hardware, Inc.	77.69
Check Total:					253.68

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
28347	05/16/2011	General Fund	Sales Tax Auditing Costs	Microflex, Inc.	762.65
28347	05/16/2011	General Fund	B&O Tax collect & audit	Microflex, Inc.	1,927.74
28347	05/16/2011	General Fund	B&O Tax collect & audit	Microflex, Inc.	21.38
28347	05/16/2011	Street Fund	Dt Business License Svcs	Microflex, Inc.	2,109.84
28347	05/16/2011	Street Fund	Dt Business License Svcs	Microflex, Inc.	21.37
Check Total:					4,842.98
28348	05/16/2011	General Fund	Community Outreach	Susan E. Millan, LLC	3,520.00
Check Total:					3,520.00
28349	05/16/2011	General Fund	Office Supplies	Miller Paint Co.	10.95
Check Total:					10.95
28350	05/16/2011	General Fund	Building Maintenance	NBM Corporation	1,648.03
28350	05/16/2011	General Fund	Building Maintenance	NBM Corporation	492.25
Check Total:					2,140.28
28351	05/16/2011	General Fund	City Hall Bldg Maintenance	NC Machinery Co.	238.94
Check Total:					238.94
28352	05/16/2011	Street Fund	Street Maintenance-non-county	Norstar Industries, Inc.	390.92
Check Total:					390.92
28353	05/16/2011	General Fund	Repairs And Maintenance	Northwest Roof Service Inc.	837.68
Check Total:					837.68
28354	05/16/2011	General Fund	Prof. Svcs-instructors	Pamela Odegard	180.00
Check Total:					180.00
28355	05/16/2011	Street Fund	Office And Operating Supplies	O'Reilly Auto Parts	19.13
Check Total:					19.13
28356	05/16/2011	Street Fund	Repairs And Maintenance	Pacific Torque	868.82

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
Check Total:					868.82
28357	05/16/2011	General Fund	Instructors Prof Svcs	Johawna Olena Perry	40.00
Check Total:					40.00
28358	05/16/2011	Street Fund	Small Tools & Minor Equipments	Pacific Industrial Supply	69.92
28358	05/16/2011	Street Fund	Office And Operating Supplies	Pacific Industrial Supply	355.99
28358	05/16/2011	Surface Water Management Fund	Office And Operating Supplies	Pacific Industrial Supply	356.00
Check Total:					781.91
28359	05/16/2011	General Fund	Citizens Patrol/ Crime Prevent	Pizza Gallery	814.63
Check Total:					814.63
28360	05/16/2011	General Fund	Office And Operating Supplies	Pacific Lamp & Supply Company	222.71
28360	05/16/2011	General Fund	Office And Operating Supplies	Pacific Lamp & Supply Company	417.81
28360	05/16/2011	General Fund	Office And Operating Supplies	Pacific Lamp & Supply Company	502.06
Check Total:					1,142.58
28361	05/16/2011	General Fund	Printing/binding/copying	Print Place	538.74
Check Total:					538.74
28362	05/16/2011	Street Fund	Utilities-street Lighting	Puget Sound Energy	1,573.74
28362	05/16/2011	General Fund	Utilities	Puget Sound Energy	1,906.65
28362	05/16/2011	General Fund	Utilities	Puget Sound Energy	357.83
Check Total:					3,838.22
28363	05/16/2011	Surface Water Management Fund	Surface Water Mgmt Inventory	Pipeline Video & Cleaning Nort	2,211.25
28363	05/16/2011	Surface Water Management Fund	Surface Water Mgmt Inventory	Pipeline Video & Cleaning Nort	3,540.46
Check Total:					5,751.71
28364	05/16/2011	General Fund	Telephone	QWEST	43.54
28364	05/16/2011	General Fund	Telephone	QWEST	47.13
28364	05/16/2011	General Fund	Telephone	QWEST	43.54
28364	05/16/2011	General Fund	Telephone	QWEST	61.11
28364	05/16/2011	General Fund	Telephone	QWEST	42.41

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
28364	05/16/2011	General Fund	Telephone	QWEST	93.07
				Check Total:	330.80
28365	05/16/2011	General Fund	Rental & Lease	R&R Party Rentals	730.93
				Check Total:	730.93
28366	05/16/2011	General Fund	Refund Clearing Account -Parks	Milagros Cruz	500.00
				Check Total:	500.00
28367	05/16/2011	General Fund	Refund Clearing Account -Parks	Heather McCulloch-Neal	136.00
				Check Total:	136.00
28368	05/16/2011	General Fund	Refund Clearing Account -Parks	Beatrice Van Tulder	108.00
				Check Total:	108.00
28369	05/16/2011	General Fund	Refund Clearing Account -Parks	Maria Garcia	54.00
				Check Total:	54.00
28370	05/16/2011	General Fund	Refund Clearing Account -Parks	Char Sawyer	30.00
				Check Total:	30.00
28371	05/16/2011	General Fund	Refund Clearing Account -Parks	Jacqueline Stenger	54.00
				Check Total:	54.00
28372	05/16/2011	General Fund	Business & Occupation Tax	Normandy Mortgage Inc.	391.88
				Check Total:	391.88
28373	05/16/2011	General Fund	Business & Occupation Tax	Autos Only Inc	10,411.69
				Check Total:	10,411.69
28374	05/16/2011	General Fund	Business & Occupation Tax	Hall Enterprises LLC	712.06

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
				Check Total:	712.06
28375	05/16/2011	Surface Water Management Fund	Repairs And Maintenance	Renton Concrete Recyclers	142.85
				Check Total:	142.85
28376	05/16/2011	General Fund	Other Travel	STEVE ROEMER	71.00
				Check Total:	71.00
28377	05/16/2011	General Fund	Att Svcs - Litigation - 1st So	Ryan, Swanson & Cleveland	31,143.44
				Check Total:	31,143.44
28378	05/16/2011	General Fund	Prof. Svcs-instructors	Sandra Schneider	240.00
				Check Total:	240.00
28379	05/16/2011	General Fund	Office And Operating Supplies	Safeway	111.24
28379	05/16/2011	General Fund	Citizens Patrol/ Crime Prevent	Safeway	107.20
				Check Total:	218.44
28380	05/16/2011	General Fund	Instructors Prof Svcs	Diana Amaranta Sandys	126.00
				Check Total:	126.00
28381	05/16/2011	General Fund	Prof. Svcs-instructors	Alan Schmitz	650.00
				Check Total:	650.00
28382	05/16/2011	General Fund	Community Outreach	Brian Douglas Scott	10,160.00
				Check Total:	10,160.00
28383	05/16/2011	General Fund	Advertising	Seattle Times	116.96
28383	05/16/2011	General Fund	Advertising	Seattle Times	358.02
				Check Total:	474.98
28384	05/16/2011	Surface Water Management Fund	Computer Consultant Pro Svc	SEITEL Systems, LLC	152.66

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
28384	05/16/2011	General Fund	Computer Consultant Prof Svcs	SEITEL Systems, LLC	915.93
28384	05/16/2011	Street Fund	Computer Consultant Pro Svc	SEITEL Systems, LLC	152.66
Check Total:					1,221.25
28385	05/16/2011	General Fund	Professional Services	Nancy Shattuck	2,015.00
Check Total:					2,015.00
28386	05/16/2011	General Fund	Nuisance Abatement Costs	Sherwin-Williams Co.	33.32
28386	05/16/2011	General Fund	Nuisance Abatement Costs	Sherwin-Williams Co.	-16.36
28386	05/16/2011	General Fund	Nuisance Abatement Costs	Sherwin-Williams Co.	53.83
28386	05/16/2011	General Fund	Nuisance Abatement Costs	Sherwin-Williams Co.	22.60
28386	05/16/2011	General Fund	Nuisance Abatement Costs	Sherwin-Williams Co.	22.60
Check Total:					115.99
28387	05/16/2011	General Fund	Parks Maintenance	Seattle & King County Departme	548.00
Check Total:					548.00
28388	05/16/2011	General Fund	Repairs And Maintenance	Scott Sonnenfeld	301.13
Check Total:					301.13
28389	05/16/2011	General Fund	Telephone	SPRINT	1,679.07
28389	05/16/2011	General Fund	Telephone	SPRINT	361.13
28389	05/16/2011	Street Fund	Telephone	SPRINT	361.13
28389	05/16/2011	Surface Water Management Fund	Telephone	SPRINT	361.13
28389	05/16/2011	General Fund	Telephone	SPRINT	202.90
28389	05/16/2011	General Fund	Telephone	SPRINT	202.55
28389	05/16/2011	General Fund	Telephone	SPRINT	43.11
28389	05/16/2011	General Fund	Misc. EOC	SPRINT	57.69
28389	05/16/2011	General Fund	Drug seizure proceeds KCSO	SPRINT	363.72
28389	05/16/2011	General Fund	Telephone	SPRINT	74.50
28389	05/16/2011	General Fund	Telephone	SPRINT	60.90
28389	05/16/2011	General Fund	Telephone	SPRINT	37.26
28389	05/16/2011	General Fund	Telephone	SPRINT	43.11
Check Total:					3,848.20
28390	05/16/2011	General Fund	Other Travel	CASEY STANLEY	71.00

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
Check Total:					71.00
28391	05/16/2011	Street Fund	Office And Operating Supplies	STAPLES	138.47
28391	05/16/2011	Surface Water Management Fund	Office And Operating Supplies	STAPLES	138.46
Check Total:					276.93
28392	05/16/2011	General Fund	Utilities	Southwest Suburban Sewer Dist.	172.50
28392	05/16/2011	General Fund	Utilities	Southwest Suburban Sewer Dist.	357.00
28392	05/16/2011	General Fund	Utilities	Southwest Suburban Sewer Dist.	70.00
28392	05/16/2011	General Fund	Utilities	Southwest Suburban Sewer Dist.	129.00
28392	05/16/2011	General Fund	Utilities	Southwest Suburban Sewer Dist.	89.00
28392	05/16/2011	General Fund	Utilities	Southwest Suburban Sewer Dist.	51.00
Check Total:					868.50
28393	05/16/2011	General Fund	Advertising	The Daily Herald Company	250.00
Check Total:					250.00
28394	05/16/2011	General Fund	Telephone	TelSpan, Inc.	80.26
Check Total:					80.26
28395	05/16/2011	General Fund	Prosecution - City Atty	The Walls Law Firm	12,839.52
Check Total:					12,839.52
28396	05/16/2011	General Fund	Business & Occupation Tax	Trader Joe's Company	284.27
Check Total:					284.27
28397	05/16/2011	General Fund	Instructors Prof Svcs	Glenn Tramantano	50.00
Check Total:					50.00
28398	05/16/2011	General Fund	Parks Maintenance	Trugreen-landcare/NW Region	39,644.73
Check Total:					39,644.73
28399	05/16/2011	Transportation CIP	Construction	Tucci & Sons, Inc.	2,011,772.13
28399	05/16/2011	Transportation CIP	Retainage Payable	Tucci & Sons, Inc.	-100,588.61

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
Check Total:					1,911,183.52
28400	05/16/2011	General Fund	Instructors Prof Svcs	Ken Turner	702.00
Check Total:					702.00
28401	05/16/2011	General Fund	Utilities	Valley View Sewer District	46.10
Check Total:					46.10
28402	05/16/2011	General Fund	Instructors Prof Svcs	Fred Vaughan	48.00
Check Total:					48.00
28403	05/16/2011	General Fund	Jail contracts	WASPC-Regional Cities EHM	672.00
Check Total:					672.00
28404	05/16/2011	General Fund	Dues/memberships	Water Environmental Federation	173.00
Check Total:					173.00
28405	05/16/2011	Street Fund	Street Maintenance-non-county	Washington Tractor	55.69
Check Total:					55.69
28406	05/16/2011	General Fund	Utilities	Water District No. 20	203.50
28406	05/16/2011	General Fund	Utilities	Water District No. 20	39.50
28406	05/16/2011	General Fund	Utilities	Water District No. 20	39.50
28406	05/16/2011	General Fund	Utilities	Water District No. 20	215.50
28406	05/16/2011	General Fund	Utilities	Water District No. 20	59.26
28406	05/16/2011	General Fund	Utilities	Water District No. 20	42.50
28406	05/16/2011	General Fund	Utilities	Water District No. 20	41.00
28406	05/16/2011	General Fund	Utilities	Water District No. 20	62.26
Check Total:					703.02
28407	05/16/2011	Town Square CIP	Art Work	Dan Webb	11,352.50
Check Total:					11,352.50
28408	05/16/2011	General Fund	Probate/public Defndr Screenng	Tammy Weigel	960.00

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
Check Total:					960.00
28409	05/16/2011	General Fund	Burien Marketing Strategy	Robert Weis, Ph.D	1,995.00
Check Total:					1,995.00
28410	05/16/2011	Street Fund	Miscellaneous	Waste Management of Seattle	808.05
28410	05/16/2011	Surface Water Management Fund	Miscellaneous	Waste Management of Seattle	808.04
Check Total:					1,616.09
28411	05/16/2011	General Fund	Office and Operating Supplies	Walter E. Nelson Co.	108.06
28411	05/16/2011	General Fund	Office Supplies	Walter E. Nelson Co.	162.09
28411	05/16/2011	Street Fund	PW Shop Remodel	Walter E. Nelson Co.	98.11
28411	05/16/2011	Surface Water Management Fund	PW Shop Remodel	Walter E. Nelson Co.	98.11
28411	05/16/2011	General Fund	Office And Operating Supplies	Walter E. Nelson Co.	166.69
28411	05/16/2011	General Fund	Office and Operating Supplies	Walter E. Nelson Co.	66.68
28411	05/16/2011	General Fund	Office Supplies	Walter E. Nelson Co.	100.01
28411	05/16/2011	General Fund	Office And Operating Supplies	Walter E. Nelson Co.	270.15
Check Total:					1,069.90
28412	05/16/2011	General Fund	Registration - Trainng/workshp	W.R.P.A.	105.00
Check Total:					105.00
28413	05/16/2011	General Fund	Professional Services	Washington State Patrol	150.00
Check Total:					150.00
28414	05/16/2011	Street Fund	Office And Operating Supplies	Western Safety Products, Inc.	591.33
28414	05/16/2011	Surface Water Management Fund	Office And Operating Supplies	Western Safety Products, Inc.	591.32
Check Total:					1,182.65
28415	05/16/2011	General Fund	State Surcharge	STATE TREASURER	387.00
Check Total:					387.00
28416	05/16/2011	General Fund	Human Svc-family/youth	Yakima County Department	10,257.40

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
					<hr/>
					Check Total: 10,257.40
28417	05/16/2011	General Fund	Other Travel	Debbie Zemke	36.00
					<hr/>
					Check Total: 36.00
28418	05/16/2011	General Fund	Drug seizure proceeds KCSO	Resolution Video Inc.	895.00
					<hr/>
					Check Total: 895.00
					<hr/>
					<hr/>
					Report Total: 2,514,762.67
					<hr/>
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Burien
WASHINGTON

CITY COUNCIL MEETING MINUTES

May 9, 2011

SPECIAL MEETING, Miller Creek Conference Room, 3rd Floor

For the purpose of holding an Executive Session to discuss potential litigation
and to review the performance of a public employee

6:00 p.m.

and

COUNCIL MEETING, Council Chambers, 1st Floor

7:00 p.m.

400 SW 152nd Street
Burien, Washington 98166

To hear Council's full discussion of a specific topic or the complete meeting, the following resources are available:

- Watch the video-stream available on the City website, www.burienwa.gov
- Check out a DVD of the Council Meeting from the Burien Library

SPECIAL MEETINGS

Mayor McGilton called the Special Meeting of the Burien City Council to order at 6:00 p.m. for the purpose of holding an Executive Session for 60 minutes to discuss potential litigation per RCW 42.30.110(1)(i) and to review the performance of a public employee per RCW.

Present: Mayor Joan McGilton, Deputy Mayor Brian Bennett, Councilmembers Jack Block, Jr., Rose Clark, Lucy Krakowiak, Gerald F. Robison, and Gordon Shaw.

Administrative staff present: Mike Martin, City Manager; Craig D. Knutson, City Attorney.

No action was taken.

ADJOURNMENT TO COUNCIL MEETING

The Special Meeting was adjourned at 6:50 p.m.

CALL TO ORDER

Mayor McGilton called the meeting of the Burien City Council to order at 7:00 p.m.

PLEDGE OF ALLEGIANCE

Mayor McGilton led the Pledge of Allegiance.

ROLL CALL

Present: Mayor Joan McGilton, Deputy Mayor Brian Bennett, Councilmembers Jack Block, Jr., Rose Clark, Lucy Krakowiak, Gerald F. Robison, and Gordon Shaw.

Administrative staff present: Mike Martin, City Manager; Craig Knutson, City Attorney; Kim Krause, Finance Director; Scott Greenberg, Community Development Director; David Johanson, Senior Planner; and Monica Lusk, City Clerk.

AGENDA CONFIRMATION

Direction/Action

Motion was made by Deputy Mayor Bennett, seconded by Councilmember Krakowiak, and passed unanimously to affirm the May 9, 2011, Agenda.

PUBLIC COMMENT

Ron Franz, 2821 SW 172nd Place, Burien

Regarding the Department of Ecology's (DOE) response to Burien's Shoreline Master Program submittal, Mr. Franz disagreed with their requirement to restore the 65' setback and agreed with the proposed 20' buffer.

Michael Noakes, 16409 Maplewild Avenue SW, Burien

Mr. Noakes, representing the Burien Marine Homeowners Association, encouraged the Council to promote their proposal to the Department of Ecology.

Clark Mounsey, 3721 SW 171st Street, Burien

Mr. Mounsey challenged the City Council and City management to start looking at the concept of best practices as many other cities have implemented.

Andy Ryan, 16525 Maplewild avenue SW, Burien

Regarding the Shoreline Master Program, Mr. Ryan voiced his disappointment that the requirements for bulk head height and planting of native plants, and the provisions for high tides/storm surges still remain in the plan.

Sean Wittmer, 3328 SW 172nd Street, Burien

Regarding the Shoreline Master Program, Mr. Wittmer asked the Council to place the Plan on the backburner and wait to see what other communities do.

Carl Caseburg, Maplewild Avenue SW, Burien

Mr. Caseburg recognized the help he received from the City for his seawall replacement.

CORRESPONDENCE FOR THE RECORD

- a. Email Dated April 29, 2011, from Mark Zink Regarding Drinking Panhandlers.

CONSENT AGENDA

- a. Approval of Minutes: Council Meeting, May 2, 2011.

Direction/Action

Motion was made by Deputy Mayor Bennett, seconded by Councilmember Krakowiak, and passed unanimously to approve the May 9, 2011, Consent Agenda.

BUSINESS AGENDA

Discussion of Dept. of Ecology's Response to Burien's Shoreline Master Program

Direction/Action

Councilmembers reached consensus to submit an alternative proposal to the Department of Ecology.

Follow-up

Staff will schedule action for submitting the alternative proposal on the May 23, 2011, Council agenda.

Discussion of Port of Seattle Noise Mitigation Program

Rob Adams, Port of Seattle Part 150 consultant, reviewed the draft updated Noise Remedy boundary, the Part 150 proposed eligible land use measures, Hush House evaluation and the public outreach efforts.

Councilmember Krakowiak left the dais at 7:45 p.m. and returned at 7:47 p.m.

Deputy Mayor Bennett left to the dais at 8:04 p.m.

King County Solid Waste System Update

Kevin Kiernan, King County Solid Waste Division Director, spoke to the Cedar Hills Regional Landfill, the Metropolitan Solid Waste Management Advisory Committee, the renovation plan for the transfer system network, the transfer stations, solid waste rates, other services, and interlocal agreements.

Deputy Mayor Bennett returned to the dais at 8:20 p.m.

Discussion and Motion to Approve the Submittal of the 2012 Community Development Block Grant (CDBG) Application for the Burien Community Center Roof Replacement

Direction/Action

MOTION was made by Deputy Mayor Bennett, seconded by Councilmember Krakowiak and passed unanimously to approve the submittal of the 2012 CDBG application for the Burien Community Center Roof Replacement Project.

Discussion of Business & Occupation Tax

Follow-up

Staff will schedule a further discussion to explore what it would mean to raise the threshold on the Business and Occupation Tax.

City Business

Follow-up

Staff will alert the pharmacies that the Police Department has a community disposal for pharmaceutical drugs, and will write a letter to the King County Library System on the Council's behalf asking them to postpone their decision on siting a library in North Burien until the Council can provide input.

COUNCIL REPORTS

Councilmember Block reported on the New Futures *Get Inspired* breakfast that he attended.

ADJOURNMENT

Direction/Action

MOTION was made by Deputy Mayor Bennett, seconded by Councilmember Krakowiak and passed unanimously to adjourn the meeting at 9:11 p.m.

Joan McGilton, Mayor

Monica Lusk, City Clerk

**CITY OF BURIEN
AGENDA BILL**

Agenda Subject: Motion to Approve Appointments to the Business & Economic Development Partnership		Meeting Date: May 23, 2011
Department: City Manager	Attachments:	Fund Source: N/A Activity Cost: N/A Amount Budgeted: N/A Unencumbered Budget Authority: N/A
Contact: Monica Lusk, City Clerk		
Telephone: (206) 248-5517		
Adopted Work Plan Priority: Yes No <input checked="" type="checkbox"/> X	Work Plan Item Description: N/A	
PURPOSE/REQUIRED ACTION: The purpose of this agenda item is for Council to make appointments to the Business & Economic Development Partnership. Council held interviews on April 25, May 2 and prior to the May 23 Council meeting. Background (Include prior Council Action and Discussions): A call for volunteers to serve on Burien's Business & Economic Development Partnership advisory board was placed in the Highline Times, Burien City News, on TBC21, the B-Town Blog, White Center Now and on the City's website. Nine applications were received to fill seven vacancies for expired terms. OPTIONS (Including fiscal impacts): 1. Appoint applicants to fill all the advisory board vacancies with the terms noted. 2. Appoint an applicant to fill a vacancy with the term noted, and re-advertise a call for volunteers. 3. Do not appoint any of the applicants, and re-advertise. Administrative Recommendation: Per Council direction. Committee Recommendation: N/A Advisory Board Recommendation: N/A Suggested Motion: Move to appoint _____, _____, _____, _____, _____, _____, and _____ to the Business & Economic Development Partnership to full terms that will begin on May 23, 2011, and end on March 31, 2015. Submitted by: Monica Lusk Administration _____ <div style="text-align: right;">Mike Martin City Manager _____</div> Today's Date: May 18, 2011 File Code: <u>R:/CC/AgendaBill2011/052311cm-3</u> <u>advbdappts bedp</u>		

**CITY OF BURIEN
AGENDA BILL**

Agenda Subject: Motion to Authorize the Mayor to Sign a Letter Submitting an Alternative Proposal to the Dept. of Ecology Regarding Burien's Shoreline Master Program		Meeting Date: May 23, 2011	
Department: Community Development	Attachments: Letter to Ecology with Attachments B and C	Fund Source: N/A Activity Cost: N/A Amount Budgeted: N/A Unencumbered Budget Authority: N/A	
Contact: David Johanson, Senior Planner			
Telephone: (206) 248-5522			
Adopted Initiative: Yes <input checked="" type="checkbox"/> No	Initiative Description: Shoreline Master Program		
<p>PURPOSE/REQUIRED ACTION: The purpose of this agenda item is for Council to review and authorize the mayor to sign the attached letter submitting an alternative proposal to the Dept. of Ecology regarding Burien's Shoreline Master Program.</p> <p>BACKGROUND (Include prior Council action & discussion): On Sept. 27, 2010, the City Council passed Resolution 317 approving Burien's Shoreline Master Program (SMP). The Dept. of Ecology held a public hearing on the SMP on Dec. 8, 2010. Ecology approved the SMP with both required and suggested changes on April 22, 2011 (letter mailed to the City on April 27, 2011). Among other changes, Ecology is requiring a 50' marine riparian buffer plus 15' building setback from the buffer. The City's approved SMP had a 20' marine riparian buffer with no additional setback.</p> <p>Staff is recommending that the City submit an alternative proposal to Ecology. This alternative is described in the attached letter and its attachments. Council reviewed and discussed this alternative at your May 9, 2011 meeting. Council action responding to the letter must be taken by May 27 (within thirty days after the department mails the written findings and conclusions to the local government). [WAC 173-26-120(7)(b)]</p> <p>OPTIONS (Including fiscal impacts): Pursuant to WAC 173-26-120(7)(b) the City's options are:</p> <ol style="list-style-type: none"> 1. Agree to Ecology's proposed required changes and any appropriate suggested changes. 2. Submit an alternative proposal as described in the City's letter. If Ecology finds the alternative is consistent with the purpose & intent of the required changes, as well as the policy of RCW <u>90.58.020</u> and applicable guidelines, it can approve the alternative. However, if Ecology determines the alternative is not consistent with the purpose and intent of the required changes, they may either deny the alternative or at the request of the City restart the review and approval process. 			
Administrative Recommendation: Authorize the Mayor to send the attached letter to the Dept. of Ecology.			
Committee Recommendation: N/A			
Advisory Board Recommendation: N/A			
Suggested Motion: I move to authorize the Mayor to sign a letter submitting an alternative proposal to the Dept. of Ecology regarding Burien's Shoreline Master Program			
Submitted by: David Johanson		Mike Martin	
Administration _____		City Manager _____	
Today's Date: May 17, 2011		File Code: \\File01\records\CC\Agenda Bill 2011\052311cd-1 Shoreline Master Program.docx	



Burien

Washington, USA

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www.burienwa.gov

May 23, 2011

Ted Sturdevant, Director
Washington State Dept. of Ecology
PO Box 47600
Olympia, WA 98504-6700

RE: City of Burien Comprehensive Shoreline Master Program Update Resolution 317—
Reply to Dept. of Ecology Comments

Dear Mr. Sturdevant:

The City of Burien has completed our review and consideration of your April 22, 2011 comments on our Shoreline Master Program (mailed on April 27). We are hereby transmitting an alternative proposal pursuant to WAC 173-26-120(7)(b) as shown on the annotated Attachments B and C included with this letter.

We agree with most of Ecology's required changes. However, we disagree with the following required changes in Attachment B:

1. In the Shoreline Residential environment, increasing the marine riparian buffer from 20' to 50' and increasing the building setback from the buffer from 0' to 15'. (Pages 11 and 12)
2. Requiring a destroyed home to be located and designed to prevent the need for shoreline stabilization and structural flood hazard reduction measures. (Page 8)
3. Removal of the restriction on watercraft access from public access areas along Lake Burien (Page 13)
4. Requiring a shoreline variance for geologically hazardous area buffer reductions to between 0 and 25 feet, and wetland buffer reduction to 25 feet. (Page 7)

Sincerely,

Joan McGilton, Mayor
City of Burien

Cc: Bob Fritzen, Department of Ecology
Scott Greenberg, City of Burien
David Johanson, City of Burien
Peter Skowlund, Department of Ecology
Geoff Tallent, Department of Ecology

ATTACHMENT B: REQUIRED CHANGES

INCLUDING CITY OF BURIEN RESPONSES

CITY OF BURIEN SHORELINE MASTER PROGRAM COMPREHENSIVE REWRITE

Resolution No. 317

All changes are required. As provided in RCW 90.58.090(2)(e)(ii) the city may choose to submit an alternative to all or part of the changes required by Ecology.

Added text is underlined. Removed text is ~~struck~~. Ecology's explanatory statements are in *italics*. Roman numeral subscripts *i* are used in the permit matrix to reference Ecology's comments and not part of a required change. Shading is added in some areas to enhance readability where no changes are being made to the text.

City of Burien Responses

ABCDE – denotes no objection

ABCDE – denotes agreement but with modifications

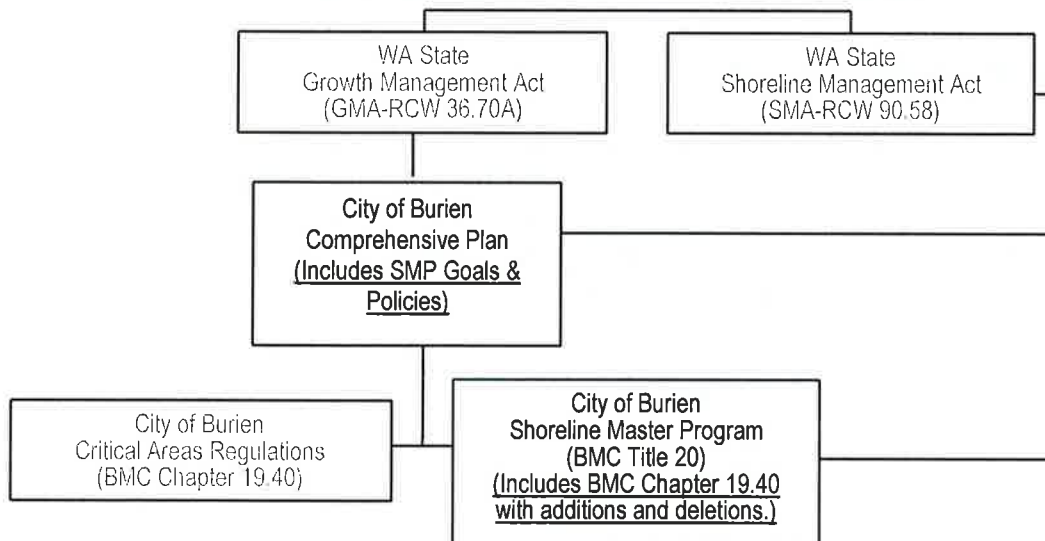
ABCDE – denotes disagreement

Chapter I. User's Guide

20.10.001 Overview of State Shoreline Management Act

In 1995, the Legislature amended the Growth Management Act (GMA) and the Shoreline Management Act (SMA) to partially integrate the two statutes. The amendments incorporated the goals and policies of the SMA as the 14th goal of the GMA, specifically designating the goals and policies of a local shoreline master program as a segment of the jurisdiction's development regulations comprehensive plan. All other portions of the SMP shall be considered a part of the jurisdiction's development regulations (RCW 36.70A.480). The diagram below indicates the relationship.

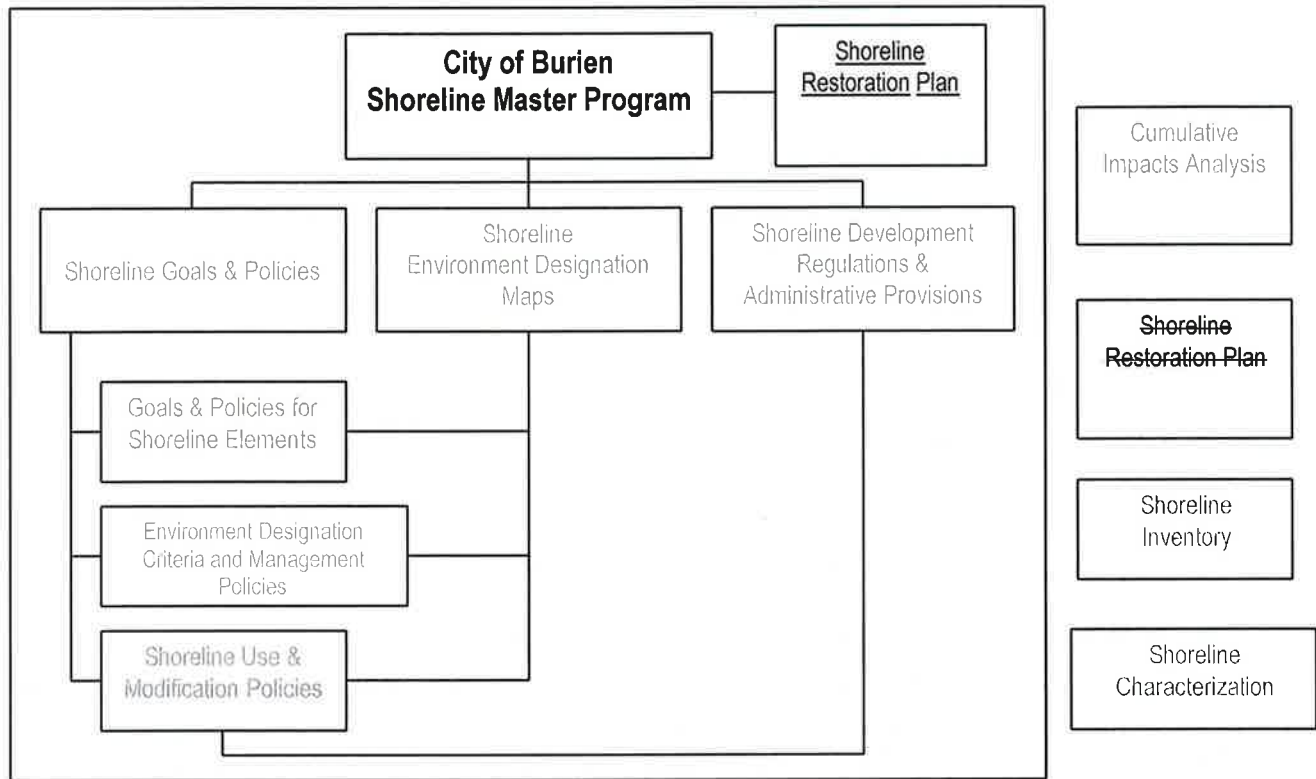
Figure 1: Relationship of Shoreline Master Program to GMA



The changes are required in order to be consistent with RCW 36.70A.480 – Growth Management, Shorelines of the State.

City Response: No objection to the change.

Figure 2: Structure of City of Burien Shoreline Master Program



The Shoreline Restoration Plan is part of the SMP per RCW 173-26-186(8.c.).

City Comment: No objection to the change.

Chapter II. General Goals and Policies

20.20.035 Conservation Element

Pol. CON 3 The City of Burien's Critical Areas Map shall be used as a reference for identifying the City's critical areas. Other unmapped critical areas do exist throughout the City. Any site containing critical areas within shoreline jurisdiction are subject to the special development regulations and conditions found in the ~~City's Critical Areas Ordinance~~ this shoreline master program.

These changes add clarification and are required in order to comply with RCW 36.70A.480(3.b.) – the transfer of critical area protection to the SMP.

City Response: No objection to the changes.

Chapter III. Shoreline Environment Designations

20.25.015 Urban Conservancy

2. Criteria for Designation

An "Urban Conservancy" environment designation is assigned to areas within shoreline jurisdiction that are suitable for public access, water-enjoyment recreational uses and active recreation developments. These are areas that are developed at a low density including residences and outdoor recreation. The Urban Conservancy environment is bounded on the north by the northern end of Seahurst Park and on the south by the southern end of Eagle Landing Park.

20.25.020 Shoreline Residential

2. Criteria for Designation

A Shoreline Residential environment designation is assigned to shoreline areas that are predominantly single-family or multifamily residential development or are planned and platted for residential development. These are areas that are developed at a moderate density or intensity including residences and outdoor recreation. Low intensity institutional uses may be allowed if their impacts on the shoreline environment are mitigated. The Shoreline Residential environment includes all shorelands from the northern city limits to the north end of Seahurst Park, from the southern end of Eagle Landing Park to the southern city limits, and all of Lake Burien.

These changes are required per WAC 173-26-211(2.b.) - Common boundary descriptions.

City Response: No objection to the changes.

Chapter IV. Shoreline Uses and Modifications Policies and Regulations

20.30.001 Figure 4 Shoreline Permit Matrix

Type of Shoreline Permit Required for New Shoreline Uses and Modifications*			
	Shoreline Environment Designations (Please see Chapter 20.25 for shoreline designation descriptions and section 20.25.025 Figure 3 for a map showing the locations of each designation)		
	Shoreline Residential	Aquatic	Urban Conservancy
Aquaculture	X	CU ¹	X
Boat Mooring Buoy	N/A	P ³	N/A
Boat Ramp	X	X	X
Boat House (covered moorage)	X	X	X
Shoreline Stabilization Structures <i>i</i>			
• Breakwater & other in-water structures	N/A	X ⁶ <i>vii</i>	N/A
• Bulkheads	SDP ⁴	CU	SDP ⁴
• Upland Structures (retaining walls and bluff walls) <i>i</i>	SDP	N/A	SDP
Personal Wireless Service Facility	CU	N/A	X
Community Beach	CU	CU	X
Community residential facility	CU	X	X
Docks, Piers and Floats	CU	CU	CU
Docks, Piers and Floats-Residential	SDP ⁵	SDP ⁵	X
Dredging	N/A	X	N/A
Fill ²	X	X	X
Floating home	N/A	X	N/A
Flood protection	SDP	SDP CU <i>vi</i>	SDP
Forestry (clearing)	CU	N/A	CU
Grading	CU	N/A	CU
Government facility	SDP CUP <i>ii</i>	X	SDP CUP <i>ii</i>
Habitat Enhancement or Restoration	SDP	SDP	SDP
Industrial & Ports	X	X	X
Jetty	X	X	X
Mining	X	X	X
Office	X	X	X
Public park and recreation facilities	SDP	X SDP <i>ix</i>	SDP
Recreation	SDP	SDP	SDP
Residential - Single family**	SDP ⁸ <i>viii</i>	N/A X <i>v</i>	SDP ⁸ <i>viii</i>
Residential - Multi family	SDP	N/A X <i>v</i>	CU
Retail Commercial Use and Development <i>iii</i>	X ⁷ <i>iii</i>	X	X ⁷ <i>iii</i>
Schools	CU	N/A	CU
Transportation Facilities & Parking	SDP	X	SDP
Utilities	SDP	CU	SDP

SDP Shoreline substantial development permit (City Decision) – See Chapter 20.35 for specific procedures

- CU Shoreline conditional use permit (Requires a Department of Ecology Decision if locally approved.) – See Chapter 20.35 for specific procedures. A SDP may also be required. ^{iv}
- X Prohibited
- N/A Not applicable
- 1 Prohibited in critical saltwater habitats and Lake Burien
- 2 Allowed if necessary to construct a permitted use
- 3 Private mooring buoys are exempt from the shoreline substantial development permit process but shall comply with BMC 20.30.090[Recreational Mooring Buoys] which prohibits mooring buoys on Lake Burien. ^{ix}
- 4 Construction of the normal protective bulkhead common to single-family residences must comply with BMC 20.30.070 [Bulkheads and other shoreline stabilization structures] but is not required to obtain a substantial development permit.
- 5 Construction of a dock, pier, or float that is below the substantial development threshold set forth in RCW 90.58.030[3e.iv] [Definitions and concepts, “substantial development”] shall be exempt from the Shoreline Substantial Development Permit process, but shall comply with all other applicable sections of this master program.
- 6 Allowed only for protection or restoration of ecological functions. ^{vii}
- 7 B & B’s are allowed in the Shoreline Residential environment (Section 20.30.095). Limited commercial recreation activities are allowed in Seahurst Park (Section 20.30.085). ⁱⁱⁱ
- 8 A conditional use permit is required for construction within the riparian buffer or setback that is not waterward of the existing home. A variance is required for any development waterward of the existing home within the buffer or setback. This does not apply to the common line setback option. ^{viii}

* Shoreline uses not listed in the matrix above are subject to a shoreline conditional use permit.

** Exempt from shoreline substantial development permit requirements if this is for construction of only one detached unit built by an owner, lessee, or contract purchaser who will be occupying the residence, in accordance with WAC 173-27-040(g)[single-family residential exemption], as amended.

i *“Shoreline Stabilization Structures” and other additional language is necessary to be consistent with Section 20.30.070 – “Bulkheads and Other Shoreline Stabilization Structures”. The section includes retaining walls and bluff walls as shoreline stabilization structures making it necessary to distinguish between in-water and upland structures. SDPs for the upland structures are consistent with the use section of the SMP.*

City Response: Agree that distinguishing between in water and upland structures is good and it improves clarity, however a SDP may not be necessary if associated with a SFR. It may be appropriate to add this symbol “**” to indicate that it may not be subject to a SDP.

ii *The SMP contains no policies, regulations or definition for government facilities. Government facilities may or may not be a preferred use in shorelines. The City states in the Responsiveness Summary that the SDP is consistent with the zoning code and was specifically included in the Urban Conservancy to ensure some existing uses would not become nonconforming. Although useful for determining intent, the zoning code is not based upon SMA policy or Guideline provisions and is not part of the SMP. A CUP is required until the City adopts appropriate policies and regulations as part of the SMP to ensure consistency with the provisions of the SMA.*

City Response: No objection to the change.

iii *The Recreation and Residential Sections of the SMP allows for B & B’s and limited commercial recreation and must be correctly reflected in the matrix.*

City Response: No objection to the change.

iv *WAC 173-27-200 requires local government to make a decision on conditional use permits. Some developments that require a CUP may also require a SDP.*

City Response: No objection to the change.

v *Required by WAC 173-26-241(3.j.) – New overwater homes are not permitted.*

City Response: No objection to the change.

vi *A flood protection structure in the Aquatic environment is the same as a bulkhead and needs a CUP consistent with the bulkhead CUP requirement.*

City Response: No objection to the change.

vii *Required by WAC 173-26-231(3.a.iii.B.IV.) – provisions for specific shoreline modifications.*

City Response: No objection to the change.

viii *This is consistent with Section 20.30.095(2.c.) which allows for greater flexibility for the expansion of single family homes and at the same time ensuring not net loss of ecological functions.*

City Response: Required text is not consistent with Section 20.30.095(2.c). Text in this section should be consistent with Section 20.30.095(2.c) as amended below.

ix *Recreational mooring buoys are specifically allowed in Section 20.30.090 except in Lake Burien.*

City Response: No objection to the change.

20.30.007 Existing Development

1. **Existing Single-Family Homes, Appurtenances, and Other Existing Structures.** Single-family homes, appurtenances and other structures that were legally established by _____ (effective date of this SMP) are considered to be conforming to the SMP. Any addition, expansion or reconstruction beyond the existing footprint of the single-family home, appurtenance or other structure must comply with the SMP. Replacement of any portion of any structure ~~in the Aquatic shoreline designation~~ shall comply with the SMP requirements for materials that come in contact with the water pursuant to 20.30.045 [2.b][Water Quality, Storm Water and Nonpoint Pollution].

The deleted language is consistent with Section 20.30.045 and is necessary to achieve “no net loss” since banned or improper use of treated wood may also leach into surface and ground water in upland areas.

City Response: No objection to the change, however it should be clarified that the term “water” in the last sentence, refers to the actual water body (Puget Sound, Lake Burien).

20.30.025 Critical Areas

2. Regulations

- a. BMC 19.40—Critical areas (City of Burien Ordinance 394, adopted October 20, 2003) has been reviewed for consistency with Chapter 90.58 RCW and WAC 173-26 and shall apply to the shoreline jurisdiction with the following exceptions:

This is a statement of fact required by RCW 36.70A.480, the Shoreline Management Act and Guidelines.

City Response: No objection to the change.

- i. "Reasonable use exemptions" contained in BMS 19.40.070(1), (2) & (3) apply only to the critical areas provisions and are not exemptions from substantial development permits. The reasonable use provisions-exemptions contained in BMC 19.40.070 (3) & (4) do not apply and are not considered part of the SMP.

The changes are required in order to be consistent with WAC 173-27-040 (Exemptions from Substantial Development Permits) and 173-27-170 (Review Criteria for Shoreline Variance Permits).

City Response: There is a typo in the first sentence, replace BMS with BMC. There are no reasonable use exceptions in BMC 19.40.070(1, 2 & 3). The City suggests the following language

"Reasonable use The exemptions and exceptions contained in BMC

The exempt activities section (BMC section 19.40.070[2]) specifically states that alterations may not be exempt from other city, state or federal permit requirements or regulations.

Subsection (3) contains exceptions for utilities and allows utilities to be located in critical areas. Without this section utilities may not be allowed in critical areas such as geologic hazardous areas, streams, or wetlands. There is a specific review process for an agency to obtain an exception which includes SEPA review and requires a review based on specific criteria. Actions would not be exempted from SMA review. In addition, utilities are not prohibited by the proposed SMP and require either a SDP or a CU permit. The section should read as follows;

The exemptions and exceptions contained in BMC 19.40.070(1), (2) & (3) apply only to the critical areas provisions and are not exemptions from substantial development permits. The reasonable use provisions-exemptions contained in BMC 19.40.070 (3) & (4) do not apply and are not considered part of the SMP.

- iii. Sections 19.40.290(3.B.iii.) and 19.40.310(2.H.v.) shall require a shoreline variance permit.

The required language is consistent with the purpose and intent of WAC 173-27-170 - Review Criteria for Variance Permits.

City Response: Do not agree with the required changes. BMC 19.40.290(3.B.iii.) allows Geologic hazard area buffer reduction between 0-25 feet and BMC 19.40.310(2.H.v.) requires the applicant to attend an environmental stewardship class if a wetland buffer reduction results in a buffer less than 25 feet. The required changes shown above would now require a shoreline variance when buffer are reduced below the specified widths. The City has adequate regulations and review processes in the existing critical area ordinance providing protection of these critical areas and the associated natural processes.

- iv. Section 19.40.410(2.B) is not part of the shoreline master program. Filling is prohibited in the Aquatic environment per Section 20.30.001 Figure 4.

The required change is needed to remove conflict between the critical area section and use section of the SMP.

City Response: No objection to the change.

20.30.030 Flood Hazard Reduction

The following provisions apply to actions taken to reduce flood damage or hazard, as well as to uses, development and shoreline modifications that may increase flood hazards. Flood hazard reduction measures may consist of nonstructural measures such as setbacks, land use controls, wetland

restoration, biotechnical measures, and storm water management. Flood hazard reduction measures may also include structural measures such as ~~the weir at Lake Burien~~, floodwalls, dikes and elevation of structures consistent with the National Flood Insurance Program.

The background information for the writing of the SMP suggests that this is a means to keep the lake level up rather than to control flooding. (The City concurs in the Responsiveness Summary.)

City Response: No objection to the change.

1. Policies

- b. Flood protection structures may be allowed in shoreline jurisdiction if a shoreline substantial development permit is obtained. Structures that are near and generally parallel to the ordinary high water mark shall be considered a bulkhead and require a conditional use permit consistent with bulkhead regulations.

Definition: Bulkhead means a solid or open pile wall erected generally parallel to and near the OHWM for purposes of protecting adjacent uplands from waves or current action.

The required language is consistent with a conditional use permit for a bulkhead in the aquatic environment. This eliminates the argument for the type of permit required for bulkhead that is stated to be for flood protection.

City Response: Suggest that there be a reference to 20.30.001, Figure 4 to further clarify the requirement and that it only applies to flood protection structures in the Aquatic Environment. Insert "Flood protection" at the beginning of the second sentence. Note: bulkhead is defined in 20.40.030.

2. Regulations

- f. All new shoreline development and uses, including the replacement of a destroyed home, shall be located and designed to prevent the need for shoreline stabilization and structural flood hazard reduction measures for the life of the development. Exceptions may be made for the limited instances where stabilization is necessary to protect allowed uses where no alternative locations are available and not net loss of ecological functions will result.

The new language is consistent with Policy 1. It is also required by WAC 173-26-221(2.c.ii.C.) and WAC 173-26-231(3.a.iii.) which address standards for new development and shoreline stabilization. The change also removes any ambiguity of a policy statement using the term "shall" when not backed by a regulation.

City Response: Do not agree with change. The original draft intended to allow the reconstruction of legally established homes. Remove the following section "~~including the replacement of a destroyed home~~". The required change is inconsistent with 20.30.007(1).

- g. New structural flood hazard reduction measures in shoreline jurisdiction are allowed only when it can be demonstrated by a scientific and engineering analysis that they are necessary to protect existing development or facilitate restoration projects, that nonstructural measures are not feasible, that impacts to ecological functions and priority species and habitats can be successfully mitigated so as to assure no net loss and that appropriate vegetation conservation actions are undertaken consistent with Section 20.30.040.

The regulation is required per WAC 173-26-221(3.c.ii.) addressing new flood hazard structures.

City Response: No objection to the change.

- h. Flood protection structures may be allowed in shoreline jurisdiction if a shoreline substantial development permit is obtained. In addition, flood protection structures at or near, and parallel to, the ordinary high water mark requires a conditional use permit.

The required language is consistent with the definition for a bulkhead and is consistent with the CUP requirement for a bulkhead in the Aquatic environment. This eliminates the argument for the type of permit required for bulkhead that is stated to be for flood protection. As a regulation the requirement is unambiguous and supports the policy statement.

City Response: No objection to the change.

20.30.035 Public Access

Public access ~~includes both~~ can be either physical access or visual access. Physical access is the ability of the general public to reach, touch, and enjoy the water's edge, ~~to view the water and the shoreline from adjacent locations,~~ and/or to travel on the waters of the state, ~~and.~~ Visual access is to view the water and the shoreline from adjacent locations or access with improvements that provide only a view of the shoreline or water, but do not allow physical access to the shoreline.

The corrections are necessary to be consistent with WAC 173-26-221(4.a.) – Public Access.

City Response: No objection to the change.

20.30.045 Water Quality, Storm Water and Nonpoint Pollution

2. Regulations

- a. Construction materials that come in continuous, direct contact with surface waters shall not be treated or coated with toxic materials. Untreated wood, precast concrete, plastic or nontoxic alternatives shall be used unless the project proponent demonstrates and the City of Burien building official determines that there is no feasible alternative to toxic treatments that will provide the structural characteristics necessary for the project. Wood products treated with creosote or pentachlorophenol are prohibited on all new structures or repair projects that come in direct contact with water or could leach into surface or ground water.

The language is required in order to meet the “no net loss” standard. It is also consistent with the State Department’s of Ecology and Fish & Wildlife memorandum of understanding for use of treated wood in the aquatic environment as well as the policies and regulations in the section.

City Response: No objection to the change.

20.30.050 Dimensional Standards for Shoreline Development

The following buffers are based on the City of Burien Shoreline Inventory (Appendix 1), City of Burien Shoreline Analysis and Characterization (Appendix 2), ~~and the City of Burien Shoreline Cumulative Impacts Analysis (Appendix 4), and Supplemental Informational Documents (Appendix 5)~~ reports contained in this shoreline master program. The shoreline riparian buffers, common line building setbacks and vegetation conservation buffers are calculated from the ordinary high water mark ~~or from the landward face of a bulkhead or other shoreline stabilization structure if one is present.~~ Buffer setbacks are measured landward from the outer edge of a buffer. For measurement methods, refer to BMC 19.17[Misc. Use, Development and Performance Standards].

A significant majority of Burien’s marine shorelines are developed with single-family residential structures and appurtenances. Specifically reaches 1, 3 and 4, on the Puget Sound, there are many structures in close proximity to the ordinary high water mark and due to this existing development pattern there is inherent conflicts in applying greater buffer widths while also retaining the ability of residents to continue use and maintain those areas that have been historically used in conjunction with those properties. **The justification for this approach is supported by the documentation found in Appendix 5 of this SMP.**

As stated in the second paragraph, Appendix 5 is used in the final buffer determination and needs to be included. The setback changes are needed to in order to be accurate and distinguish between buffer setbacks and the common line setback. The change to measurement of the OHWM is required to be consistent with Section 20.30.055(1.) – Shoreline Buffers.

City Response: No objection to the change.

Figure 5 Dimensional Standards for Shoreline Development

	SHORELINE ENVIRONMENT DESIGNATION		
	Shoreline Residential	Urban Conservancy	Aquatic
Marine Riparian Buffer ⁽³⁾	20-50 ft.	50 ft.	N/A
Building Setback <u>from Buffer</u>	0 15 ft.	15 ft.	N/A
Lake Burien Riparian Buffer ⁽¹⁾	30 ft.	N/A	N/A
Building Setback <u>from Buffer</u>	15 ft	N/A	N/A

The required change to a 50-foot marine buffer and 15-foot setback is consistent with the supporting documents including Appendix 5 (see the "Findings and Conclusions" for further discussion). Section 19.40.230(2) also requires a setback to the buffer. The additional language referencing the buffer is needed to distinguish from the common line setback which is measured from the OHWM.

City Response: Do not agree to buffer width and setback width changes.

Vegetation Conservation Buffer ⁽²⁾	150 ft.	200 ft.	N/A
Height Limit (see BMC 19.15)	35 ft.	35 ft.	35 N/A ft.

A 35-foot height limit in the Aquatic environment is not justified given the allowed uses.

City Response: No objection to the change.

Lot Size ⁽⁴⁾ (see BMC 19.15)	RS-12,000 RS-7,200 (Lake Burien)	RS-12,000	N/A
Building Coverage (see BMC 19.15)	35%	30%	N/A

(1) Consistent with BMC 19.40-critical areas and BMC 20.30.055(1) ~~040(2)(g)~~.

(2) See BMC 20.30.040 Shoreline Vegetation Conservation for specific requirements.

(3) For single family residential development, the buffers prescribed in this section may be reduced pursuant to BMC 20.30.095, through the conditional use or variance permit process.

(4) See BMC 19.17.170 of the zoning code for minimum lot area requirements.

The change to footnote 1 referencing BMC 20.30 is needed to correct an apparent error. As submitted, the referenced section talks about noxious weeds. The required reference mirrors the 30-foot riparian buffer on Lake Burien. The change to footnote 3 is consistent with Section 20.30.095(2.c), buffer and setback standards.

City Response: No objection to the change.

20.30.055 Shoreline Buffers

Regulations:

1. A ~~twenty-five~~ foot riparian buffer for the marine shoreline (thirty feet for Lake Burien) shall be established from the ordinary high water mark for all lots. The riparian buffer is measured landward from a perpendicular line from the edge of the OHWM.

The change is required consistent with supporting documents. See Attachment A – “Findings and Conclusions” for a detailed explanation.

City Response: Do not agree to buffer width change.

2. Overwater structures are allowed within the buffer as provided herein. Structures and development such as viewing platforms, boardwalks, benches, and trails are allowed when associated with public access. Fences less than 6-feet high, stairs, and trams (see Section 20.30.095 (2.g.) – Residential Development.

The change is required for internal consistency of the SMP.

City Response: Should be rewritten for clarity. Pursuant to 20.30.095 (2.g.) – Residential Development, fences less than 6-feet high, stairs and trams may be allowed within the buffer.

20.30.070 Bulkheads and Other Shoreline Stabilization Structure

2. Regulations

- b. Jetties, breakwaters and other in-water stabilization structures except for bulkheads are prohibited except for protection or restoration of ecological functions. New bulkheads and other shoreline stabilization structures such as, gabions, revetments, retaining walls and bluff walls are allowed if there would be no net loss of shoreline ecological functions and the following requirements are met:

The added language is consistent with the 20.30.001 (Figure 4) – the use table, WAC 173-26-231(3.a.iii.B.IV.), and the intent of SMP.

City Response: No objection to the change.

20.30.075 Over-Water Structures—Including Docks, Piers and Floats

2. Regulations

- a. New over-water structures shall be limited to those required as part of a permitted water dependent use ~~or for joint use of the facility,~~ ecological restoration or public access.

The deleted language is too general and could be misinterpreted to mean any type of joint use. The added language is required per WAC 173-26-211(5.c.ii.A.), new over-water structures.

City Response: No objection to the change. Related to 20.30.075(i) below.

- b. The design and construction of over-water structures as well as their subsequent use and operation, shall:
 - i. Be capable of withstanding expected environmental conditions; and,
 - ii. Minimize interference with adjacent water uses and navigation; and
 - iii. Minimize adverse effects on fish, shellfish, wildlife, water quality, public views and geohydraulic processes by limiting the size of the structure and the use of hazardous materials, incorporating grating to allow light passage or reflective panels to increase light refraction; and spaced and oriented to minimize shading and avoid a 'wall' effect that would block or baffle wave patterns, currents, littoral drive, or movement of aquatic life forms.

Required per WAC 173-26-211(5.c.ii.D.), new over-water structures.

City Response: No objection to the change.

- i. When permitted, new residential development of two or more dwellings shall provide joint use or community docks, rather than individual docks, when feasible, rather than allow individual docks for each residence.

Required per WAC 173-26-231(3.b.), piers and docks.

City Response: No objection to the change.

- k. Dredging associated with over-water structures is prohibited in the Aquatic environment.

This is consistent with 20.30.001- Figure 4- Shoreline Permit Matrix.

City Response: No objection to the change.

20.30.085 Recreational Development

2. Regulations

- ~~h. Should public access occur on Lake Burien, no watercraft access is allowed from public access areas.~~

The deletion is consistent with Section 20.30.035 (Public Access), Chapter 90.58 RCW and the Guidelines. The public access section of the SMP requires that any concerns regarding public access to Lake Burien be addressed at the time of permitting. See also Attachment A – "Findings and Conclusions" for additional discussion.

City Response: Do not agree to the required change.

- h. Shoreline recreational development is a priority and shall be primarily related to access to, enjoyment and use of the water and shorelines of the State.

This is required per WAC 173-26-241(3.i.) – recreational development.

City Response: No objection to the change.

20.30.090 Recreational Mooring Buoys

2. Regulations

- d. Individuals owning residential property abutting ~~state-owned~~ aquatic lands may install a mooring buoy ~~on these public lands~~ for recreational purposes after obtaining approval from the State of Washington Department of Natural Resources (DNR), Washington Department of State Fish and Wildlife (WDFW) and the Army Corps of Engineers as appropriate.
- e. Recreational mooring buoys ~~on public lands~~ shall be installed using a DNR or WDFW approved system.

Regardless of ownership of the intertidal area, recreational mooring buoys located in marine waters require regulating.

City Response: No objection to the change.

- g. Recreational mooring buoys ~~on public lands~~ are prohibited for commercial and transient uses or live-aboards.

The SMP use matrix prohibits these types of uses regardless of ownership of the intertidal area. Again, regardless of ownership of the land, use and development must be regulated.

City Response: No objection to the change.

20.30.095 Residential Development

Single family residences are the most common form of shoreline development and are identified as a priority use when developed in a manner consistent with control of pollution and prevention of damage to the natural environment. Residential development shall mean the creation of new residential lots and the construction or exterior alteration of one or more buildings, structures or portions thereof which are designed for and used to provide a place of abode for human beings including one and two family detached dwellings, multi-family residences, townhouses and condominiums, together with appurtenances and accessory structures. For purposes of this master program, Bed and Breakfast establishments are considered an accessory use (see also Use Table under Commercial Use and Development).

WAC 173-26-241(3j.) establishes subdivision of land as residential development. The SMP must recognize B & B's as a commercial use.

City Response: No objection to the change.

2. Regulations

- c. **Common-line riparian buffer and building setback standards.** Riparian buffer and setback standards for new or expanded single-family primary residential structures may be reduced through the shoreline ~~conditional use~~ variance permit process. In addition ~~to the conditional~~

~~use criteria~~ the Shoreline Administrator may approve a reduced buffer and setback for residential development under the following conditions without a variance permit.

Setbacks are associated with riparian buffers and need to be included. A variance is required for reduction of bulk dimensions in this situation (see WAC 173-27-170). A variance may not required for common line setbacks as long as the City applies "no net loss" standards and other criteria found in this section of the SMP.

City Response: No objection to the change. Note: In order to achieve internal document consistency, section 20.30.0952.c.iv should be amended to remove the requirement for a conditional use permit when expansions occur within the riparian buffer.

- k. **Detached Accessory Dwelling Units.** New detached accessory dwelling units shall not be located in riparian buffers or setbacks.

Required change consistent with Section 19.40.230(2) - setback to buffers.

City Response: No objection to the change.

Chapter V. Administration and Shoreline Permit Procedures

20.35.010 Shoreline Permit Types and Review Procedures

6. **Compliance with Regulations.** In the case of either a shoreline conditional use permit or a shoreline variance, the Shoreline Administrator shall determine the application's compliance with the relevant review criteria and render a decision ~~prepare a recommendation~~ that is then forwarded to Ecology for review and approval. The City's ~~recommendation~~ decision may include issuing the shoreline permit, issuing the shoreline permit with conditions, or denial of the requested shoreline permit.

The City is required to make a decision as required by RCW 90.58.140(2) – development permits.

City Response: No objection to the change.

7. **Shoreline Conditional Use Permit required.** A development activity or use that is listed as a conditional use pursuant to this master program or is an unlisted use, must obtain a conditional use permit even if the development or use does not require a substantial development permit. The conditional use permit application shall be processed as indicated in BMC 20.35.010.3; ~~except the decision maker issues a recommendation to the Dept. of Ecology rather than a decision. This recommendation is not appealable to the Hearing Examiner or City Council.~~

The City is required to make a decision as required by RCW 90.58.140(2) – development permits.

City Response: No objection to the change.

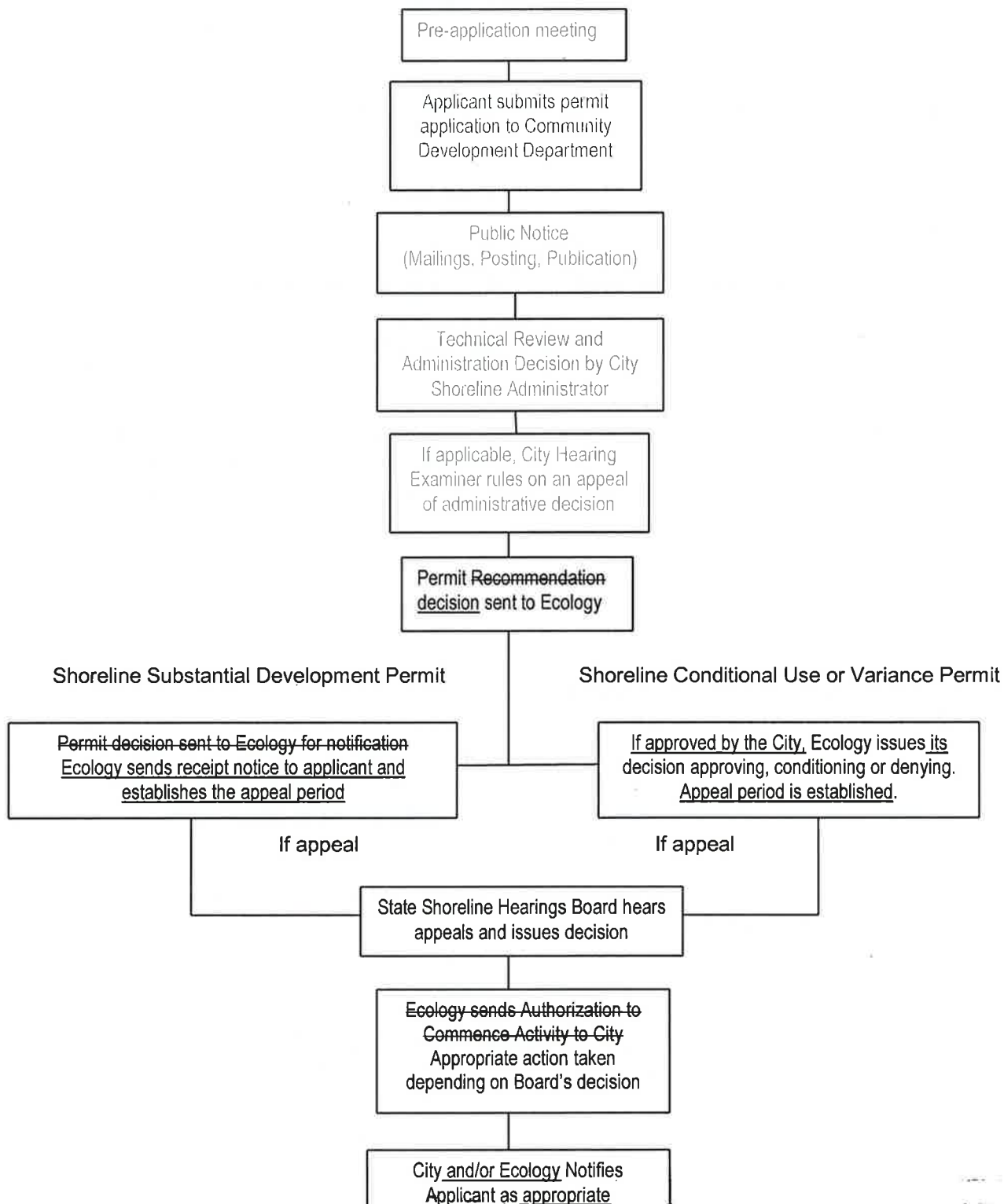
8. **Shoreline Variance Required.** When a development or use is proposed that does not comply with the bulk, dimensional and performance standards of the master program, such development or use can only be authorized by approval of a shoreline variance, consistent with WAC 173-27-170 (Variances). The variance application shall be processed as set forth in BMC 20.35.010.3;

~~except that the decision maker issues a recommendation to the Department of Ecology rather than a decision. This recommendation is not appealable to the Hearing Examiner or City Council.~~

The City is required to make a decision as required by RCW 90.58.140(2) – development permits.

City Response: No objection to the change.

Figure 7 Shoreline Permit Review for Type 1 Process



The changes are required per RCW 90.58.140 – development permits, and 90.58.180 - appeals.

City Response: No objection to the change.

Chapter VI. Shoreline Definitions

20.40.055 Feasible means actions that meet all of the following conditions:

- (a) The action can be accomplished with technologies and methods that have been used in the past in similar circumstances, or studies or tests have demonstrated in similar circumstances that such approaches are currently available and likely to achieve the intended results;
- (b) The action provides a reasonable likelihood of achieving its intended purpose; and
- (c) The action does not physically preclude achieving the project's primary intended legal use.

In cases where this SMP require certain actions unless they are infeasible, the burden of proving infeasibility is on the applicant.

In determining an action's infeasibility, the reviewing agency may weigh the action's relative public costs and public benefits, considered in the short- and long-term time frames.

Required per WAC 173-26-020(13) – definition of “feasible”.

City Response: A typographical error occurs in the first sentence, it should read “requires”. Agree to proposed changes.

20.40.145 Shoreline substantial development means any development of which the total cost, or fair market value, whichever is higher, exceeds \$5,718,000, or any development which materially interferes with the normal public use of the water or shorelines of the state (See also WAC 173-27-040(2.a.).

The changes accurately reflect and explain new legislative standards.

City Response: No objection to the change.

20.40.175 Shorelines of statewide significance means shorelines designated by the State of Washington that are major resources from which all people in the state derive benefit. Shoreline areas in the City of Burien that are designated as shorelines of statewide significance are portions of the Puget Sound adjacent to the city limits extending out to mid channel from extreme low tide.

See definition in RCW 90.58.030(2.f.iii.).

City Response: No objection to the change.

ATTACHMENT C: SUGGESTED CHANGES

INCLUDING CITY OF BURIEN RESPONSES

CITY OF BURIEN'S SHORELINE MASTER PROGRAM COMPREHENSIVE REWRITE

Resolution No. 317

All changes are suggested to add clarity or to remove ambiguity. As provided in RCW 90.58.090(2)(e)(ii) the city may choose to submit an alternative to all or part of the changes suggested by Ecology.

Text to be added is underlined. Text to be removed is ~~struck~~. Ecology's explanatory statements are in *italics*. Roman numeral subscripts *i* have been used for explanatory statements in the permit matrix and are not intended to be part of the final SMP. Shading is added in some areas to enhance readability where no changes are being made to the text.

City of Burien Responses

ABCDE – denotes no objection

ABCDE – denotes agreement but with modifications

ABCDE – denotes disagreement

Chapter I. User's Guide

20.10.001 Overview of State Shoreline Management Act

The State of Washington's Shoreline Management Act (RCW 90.58) was passed by the Legislature in 1971 and adopted by the public in a 1972 referendum. The following is an excerpt from the Shoreline Management Act stating Washington State's policy regarding shorelines.

RCW 90.58.020 – "The legislature finds that the shorelines of the state are among the most valuable and fragile of its natural resources and that there is great concern throughout the state relating to their utilization, protection, restoration, and preservation. In addition it finds that ever increasing pressures of additional uses are being placed on the shorelines.... *(shortened for brevity)....*"

The citation from RCW 90.58.020 should either be in quotes or italicized to set off from the rest of the section. The City should also include all the language from RCW 90.58.020 since it is the basis for Shoreline Management Act.

City Response: Agree to proposed changes.

Under the SMA, the shoreline jurisdiction generally includes ~~all~~ water areas of the state, the lands underlying them, and areas that are 200 feet landward of the ordinary high water mark (OHWM) of said waters that have been designated as "shorelines of statewide significance" or "shorelines of the state."

The changes are suggested to add clarity and accuracy.

City Response: Agree to proposed changes.

Chapter IV. Shoreline Uses and Modifications Policies and Regulations

20.30.001 Figure 4 Shoreline Permit Matrix

(Note that the table has been changed to reflect the required changes found in Attachment B.)

Type of Shoreline Permit Required for New Shoreline Uses and Modifications*			
	Shoreline Environment Designations (Please see Chapter 20.25 for shoreline designation descriptions and section 20.25.025 Figure 3 for a map showing the locations of each designation)		
	Shoreline Residential	Aquatic	Urban Conservancy
Aquaculture	X	CU ¹	X
Boat Mooring Buoy	N/A	SDP P _i ³	N/A
Boat Ramp	X	X	X
Boat House (covered moorage)	X	X	X
Shoreline Stabilization Structures			
• Breakwater & other in-water structures	N/A	X ^{1b}	N/A
• Bulkheads	SDP P _i ⁴	CU	SDP P _i ⁴
• Upland Structures (retaining walls and bluff walls)	SDP P _i	N/A	SDP P _i
Personal Wireless Service Facility	CU	N/A	X
Community Beach	CU	CU	X
Community residential facility	CU	X	X
Docks, Piers and Floats	CU	CU	CU
Docks, Piers and Floats-Residential	SDP P _i ⁵	SDP P _i ⁵	X
Dredging	N/A	X	N/A
Fill ²	X	X	X
Floating home	N/A	X	N/A
Flood protection Hazard Reduction ^{iv}	SDP P _i	CU	SDP P _i
Forestry (clearing)	CU	N/A	CU
Grading	CU	N/A	CU
Government facility	CUP	X	CUP
Habitat Enhancement or Restoration	SDP P _i	SDP P _i	SDP P _i
Industrial & Ports	X	X	X
Jetty ⁱⁱ	X	X	X
Mining	X	X	X
Office ⁱⁱⁱ	X	X	X
Public park and recreation facilities	SDP P _i	SDP P _i	SDP P _i
Recreation	SDP P _i	SDP P _i	SDP P _i
Residential - Single family**	SDP P _i ⁵	N/A	SDP P _i ⁵

Residential - Multi family	SDP <u>P_i</u>	N/A	CU
Commercial Use and Development	X ⁱ	X	X ⁱ
Schools	CU	N/A	CU
Transportation Facilities & Parking	SDP <u>P_i</u>	X	SDP <u>P_i</u>
Utilities	SDP <u>P_i</u>	CU	SDP <u>P_i</u>

~~SDP – Shoreline substantial development permit (City Decision) – See Chapter 20.35 for specific procedures~~

P Permitted - Allowed when meeting the requirements for the given use. A shoreline substantial development permit (SDP) or shoreline exemption may be needed. See WAC 173-26-040 for complete list of development exempt from a substantial development permit.

CU Shoreline conditional use permit (Requires a Department of Ecology Decision if locally approved.) – See Chapter 20.35 for specific procedures. A SDP may also be required.

X Prohibited

N/A Not applicable

1 Prohibited in critical saltwater habitats and Lake Burien

2 Allowed if necessary to construct a permitted use

3 Private mooring buoys are exempt from the shoreline substantial development permit process but shall comply with BMC 20.30.090[Recreational Mooring Buoys] which prohibits mooring buoys on Lake Burien.

4 Construction of the normal protective bulkhead common to single-family residences must comply with BMC 20.30.070 [Bulkheads and other shoreline stabilization structures] but is not required to obtain a substantial development permit.

5 Construction of a dock, pier, or float that is below the substantial development threshold set forth in RCW 90.58.030[3e.iv] [Definitions and concepts, “substantial development”] shall be exempt from the Shoreline Substantial Development Permit process, but shall comply with all other applicable sections of this master program.

6 Allowed for protection or restoration of ecological functions.

7 B & B's are allowed in the Shoreline Residential environment (Section 20.30.095). Limited commercial recreation activities are allowed in Seahurst Park (Section 20.30.085).

8 A conditional use permit is required for construction within the riparian buffer or setback that is not waterward of the existing home. A variance is required for any development waterward of the existing home within the buffer or setback. This does not apply to the common line setback option.

* Shoreline uses not listed in the matrix above are subject to a shoreline conditional use permit.

** Exempt from shoreline substantial development permit requirements if this is for construction of only one detached unit built by an owner, lessee, or contract purchaser who will be occupying the residence, in accordance with WAC 173-27-040(g)[single-family residential exemption], as amended.

i It would be more accurate to use “permitted” instead of “substantial development permit”. A permitted development or use may or may not require a SDP or even a shoreline exemption.

City Response: Do not agree to proposed changes.

ii “Jetty” is unnecessary since it is covered under “Shoreline Stabilization Structures”.

City Response: Agree to proposed changes.

iii “Office” is covered under “Commercial Use and Development”.

City Response: Do not agree to proposed changes. The City would prefer to keep the term "office" to provide consistency with local zoning categories and provide more clarity to the user.

iv The change in language is consistent with the Guidelines and Section 20.30.030.

City Response: Agree to proposed changes.

20.30.007 Existing Development

Existing Single-Family Homes, Appurtenances, and Other Existing Structures. Single-family homes, appurtenances and other structures that were legally established by _____ (effective date of this SMP) are considered to be conforming to the SMP. Any addition, expansion or reconstruction of the single-family home, appurtenance or other structure must comply with the SMP. Any single family home to which a variance is issued shall be considered a conforming structure.

The suggested language is consistent with the City's intent to eliminate nonconforming single family homes. Without this language any homes that are issued a variance would be considered nonconforming and WAC 173-27-080 "Nonconforming Use and Development Standards" would apply.

City Response: Agree to proposed changes.

20.30.025 Critical Areas

2. Regulations

- e. Development proposals shall adhere to the applicable submittal requirements (a critical area report specific to the critical area) as specified in the Critical Areas Ordinance regulations adopted as part of this SMP.

The additional language should be added to avoid confusion since the Critical Areas Ordinance is a separate document and may change over time without an SMP amendment.

City Response: Agree to proposed changes.

20.30.040 Shoreline Vegetation

2. Regulations

- d. Within a shoreline vegetation conservation buffer as set forth in BMC 20.30.050[Dimensional Standards for Shoreline Development], *alterations* shall comply with the following;
 - v. Vegetation management plans should place emphasis on surface water filtration and infiltration, and providing plantings as close to the water's edge

or edge of bulkhead as feasible within a 20 foot wide area parallel and adjacent to the shoreline; and

The suggested language is consistent with the policy statements and optimum mitigation.

City Response: Agree to proposed changes.

- g. ~~In accordance~~ Consistent with existing regulations, only noxious weeds shall be removed from ~~the Lake Burien wetland or wetland~~ critical areas or their buffer without approval of the Shoreline Administrator. Replacement of non-native vegetation may be allowed through approval of a vegetation management plan as prescribed in section h.

Section 19.40.350(1.D.) allows for manual removal of noxious weeds without review or approval in stream buffers. The master program does the same for Lake Burien wetlands and buffers as shown above. It is only logical to be consistent with the marine shoreline.

City Response: Agree to proposed changes.

- h. The Director shall ~~may~~ establish ~~minimum~~ standards for vegetation management plans. At a minimum, vegetation management plans shall comply with the following;

The change is suggested since the minimum standards are listed and the Director should establish what the management plan is.

City Response: Agree to proposed changes.

- i. ~~Describe~~ Delineate the area to be disturbed and describe the proposed vegetation to be altered; and

The suggested changes are consistent with terminology in the other criteria found in this section.

City Response: Do not agree to proposed changes, the existing language is consistent with the other vegetation management components listed.

- i. ~~Hand removal of noxious weeds or invasive vegetation may be allowed without approval of a vegetation management plan as prescribed in section h, following a consultation with the shoreline administrator or his or her designee.~~

This regulation is no longer needed if the change is made to "g" above.

City Response: Agree to proposed changes.

20.30.045 Water Quality, Storm Water and Nonpoint Pollution

2. Regulations

- b. Low impact development methods shall be incorporated into any development or redevelopment in shoreline jurisdiction when feasible. Low Impact Development –

Technical Guidance Manual for Puget Sound - January 2005 shall be utilized until the 2011 edition is finalized.

Unless the City has a better manual it is suggested to use this one.

City Response: Do not agree to proposed changes. The City is in the process of preparing a drainage master plan (DMP) and may develop specific recommendations for conditions found in Burien. The City may reconsider this option in the future.

20.30.055 Shoreline Buffers

Policy

1. While buffers widths based on science are necessary to protect ecological functions, it presents challenges in existing heavily developed areas such as along some parts of Burien. In such areas, an alternative strategy is established using smaller buffers that are based on the existing development pattern, in combination with mitigation requirements for new development that provide enhancement of the smaller buffer and other degraded features to address impacts of the new development outside the small buffer areas when part of a vegetation conservation plan.

The language comes as a suggestion from Futurewise and is supported by Ecology.

City Response: Agree to proposed changes. The statement is consistent with the buffer approach applied by the City.

20.30.065 Aquaculture

2. Regulations

- d. No aquatic organism shall be introduced into City of Burien shoreline areas without the prior written approval of the ~~Director of the~~ Washington State Department of Fish and Wildlife or the appropriate regulatory agency for the specific organism.

It is more appropriately up to WDFW to decide the approval process.

City Response: Agree to proposed changes.

20.30.070 Bulkheads and Other Shoreline Stabilization Structures

2. Regulations

- c. The following requirements apply to both new and replacement bulkheads:
 - iv. The maximum height of a new bulkhead on the marine shoreline shall be no greater than four (4) vertical feet above the OHWM. The height of a replacement

bulkhead shall not exceed four (4) vertical feet above the OHWM or exceed the height of the existing bulkhead, whichever is greater.

The additional language helps makes it clear that 4-feet is not measured from the existing bulkhead.

City Response: Agree to proposed changes.

20.30.090 Recreational Mooring Buoys

1. Policies

- a. Recreational boat mooring buoys are the preferred method to provide moorage instead of constructing new residential docks, piers or floats on marine waters in the City of Burien.

Given that mooring buoys are prohibited on Lake Burien, the suggested language would seem appropriate.

City Response: Agree to proposed changes.

2. Regulations

- h. Boats must be sixty feet or less in length to tie up to a recreational mooring buoy ~~on~~ public lands.

The change is suggested in order to be consistent along residential shorelines regardless of ownership of the intertidal area. The water areas are "waters of the state" and are not privately owned.

City Response: Agree to proposed changes.

20.30.105 Utilities

2. Regulations

- e. New transmission facilities for the conveyance of services, such as power lines, cables, and pipelines, shall be located outside of the shoreline area where *feasible* and when necessarily located within the shoreline area shall assure no net loss of shoreline ecological functions. When allowed, utility and transportation facilities shall share rights-of-way to minimize disturbance in shoreline areas.

Suggested language comes from 20.30.100(2.c.).

City Response: Agree to proposed changes.

Chapter V. Administration and Shoreline Permit Procedures

20.35.055 Effective Date and Duration of Shoreline Permits

Construction authorized by an approved shoreline permit shall not begin until 21 days after the date of filing as defined by ~~WAC 173-27-130 (Filing With Ecology)~~ RCW 90.58.140 (Development Permits). This restriction shall be stated on the permit. Construction shall be commenced or, where no construction is involved, the use or activity shall be commenced within two years and the construction related activity shall terminate within five years after the effective date of a shoreline permit or the final settlement date of any associated appeals or legal actions regarding the proposed action. Provided, that the City may authorize a single extension for a period not to exceed one year based on reasonable factors, if a request for extension has been filed before the expiration date and notice of the proposed extension is given to parties of record and the Department of Ecology. The City shall notify the Department of Ecology in writing of any change to the effective date of a permit, as authorized by this section, with an explanation of the basis for approval of the change. **Any change to the time limits of a permit other than those authorized by this section shall require a new permit application. See also WAC 173-27-090 for additional information regarding duration of permits.**

A bill before the legislature is expected to take effect in July or August of 2011 that re-established "date of filing" instead of "date of receipt" currently in effect. The bill also has additional permit related changes that are not yet in the WAC.

WAC 173-27-090 provides additional information to permit duration that is not included in this section.

City Response: Agree to proposed changes.

Chapter VI. Shoreline Definitions

Definitions contained in the Shoreline Management Act of 1971 (RCW Chapter 90.58) and the Shoreline Master Program Guidelines (WAC Chapter 173-26) shall apply to all terms and concepts used in this shoreline master program, provided that definitions contained in this title shall be applicable where not in conflict with the Shoreline Management Act and the Shoreline Master Program Guidelines and Shoreline Management procedural rules.

The suggested language is consistent with 20.35.001.

City Response: Agree to proposed changes.

**CITY OF BURIEN
AGENDA BILL**

Agenda Subject: Motion to Amend City Manager Employment Agreement		Meeting Date: May 23, 2011
Department: Human Resources	Attachments: 1. Amended City Manager Employment Agreement, dated 5/11/09. 2. City Manager Employment Agreement, dated 11/20/06. 3. Second Amended City Manager Employment Agreement.	Fund Source: N/A Activity Cost: N/A Amount Budgeted: N/A Unencumbered Budget Authority: N/A
Contact: Angie Chaufy, Human Resources Manager		
Telephone: (206) 248-5504		
Adopted Initiative: Yes No X	Initiative Description: N/A	
PURPOSE/REQUIRED ACTION: <p>The purpose of this agenda item is for the Council to consider a Second Amendment to the City Manager Employment Agreement between Michael H. Martin and the City of Burien.</p> <p>BACKGROUND (Include prior Council action & discussion):</p> <ol style="list-style-type: none"> 1) On May 11, 2009, City Manager Martin and the City Council entered into an amended employment agreement, which added a new Section 5.5, amended Section 7.1.1, and added a new Section 8.5 to the original agreement. As City Manager Martin has complied with the provisions of the amended agreement, the Council has determined that the terms of the Amended Agreement are no longer necessary. 2) The Council has conducted its annual review of the City Manager's performance and has determined that it is appropriate to increase the City Manager's salary by a 1% COLA plus a 2% merit increase. This amounts to a 3% ongoing increase to the City Manager's base salary, which is to be effective on the City Manager's November 29, 2010 anniversary date. <p>OPTIONS (Including fiscal impacts):</p> <ol style="list-style-type: none"> 1) Amend the City Manager Employment Agreement between Michael H. Martin and the City of Burien as discussed above. 2) Take no action. <p>3) Administrative Recommendation: None.</p>		
Committee Recommendation: N/A		
Advisory Board Recommendation: N/A		
Suggested Motion: Move to approve the Second Amended City Manager Employment Agreement between Michael H. Martin and the City of Burien.		
Submitted by: Angie Chaufy		Mike Martin
Administration _____	City Manager _____	
Today's Date: May 11, 2011	File Code: \\File01\records\CC\Agenda Bill 2011\052311cm-1 Rescind Amended CM Agreement.docx	

**AMENDED CITY MANAGER EMPLOYMENT AGREEMENT
BETWEEN
MICHAEL H. MARTIN AND THE CITY OF BURIEN**

THIS AMENDED AGREEMENT is made and entered into as of this 11th day of May, 2009, by and between the City of Burien, Washington, a non-charter optional municipal code city (hereinafter, the "City") and Michael H. Martin (hereinafter, the "Manager").

WHEREAS, the City and Manager entered into an agreement effective November 26, 2006 (hereinafter, the "Original Agreement") that set forth the terms under which the City would employ Manager for an indefinite period of time; and

WHEREAS, on the evening of April 19, 2009, the Manager was arrested for driving under the influence of alcohol, a misdemeanor under the laws of the State of Washington; and

WHEREAS, the Manager denies that he committed any wrongful or criminal act, he acknowledges that the facts and circumstances of his arrest may constitute "cause" to terminate his employment under the Original Agreement, and he desires to remain an employee of the City in his current position; and

WHEREAS, in recognition of the excellent performance of the Manager for the past 2½ years, the Burien City Council has agreed to retain the Manager in his current position if he agrees to the following amendments to the Original Agreement for the mutual protection of the Manager, the City, its employees, and residents.

For good and valuable consideration, as set forth above, the City and Manager agree to amend the Original Agreement as follows:

5. Duties

A new Section 5.5 is added as follows:

5.5 Alcohol-Related Conditions. Manager will comply fully with the following conditions of continued employment.

A. Manager will comply fully with the conditions of any court, criminal sentence, or diversion program arising from his arrest on April 19, 2009.

B. Manager will not report to work at the City, or remain at work or on duty, while under the influence of alcohol. For purposes of this Amended Agreement, Manager will be deemed to have reported to work or remained at work under the influence of alcohol if he has a blood alcohol level at .02 or above at the time of testing.

C. Manager will submit to alcohol testing on dates and times chosen at random and without prior notice to the Manager, to ensure that he is not reporting to work or remaining at work under the influence of alcohol.

D. Manager will submit to alcohol testing at the request of the Mayor and at least one other council person, based on an articulated suspicion by any person that the Manager has reported to work or has remained at work under the influence of alcohol. If the Mayor is unavailable, the Deputy Mayor will take his/her place in this process. Employees who report their suspicions in good faith will be entitled to protection from retaliation for doing so, and any proven allegations of retaliation will be grounds for discipline. Employees who report unfounded suspicions in bad faith will be subject to discipline for such reporting.

E. Manager will apply for and install, for a period of two years, an ignition interlock device on any vehicle that he drives to or from the City or while on duty as Manager. All costs associated with the ignition interlock device, including the application, installation, or monthly fee, will be paid by the Manager.

F. Manager will undergo an alcohol assessment program by a qualified assessor, and comply with any treatment recommendations of the assessor, including but not limited to any inpatient recommendation, follow up treatment, or attendance at meetings of Alcoholics Anonymous or a similar support group. The costs of such assessment or treatment will be borne by Manager to the extent not covered by an EAP or Manager's health care plan.

G. Manager will meet with the City Council in executive session on a quarterly basis to affirm his compliance with the conditions, as set forth above.

7. Termination of Employment

Section 7.1.1 of the Original Agreement is deleted in its entirety as is replaced by the following:

7.1.1 Severance Pay. In the event that the City elects to terminate Manager's employment for any reason other than for "cause" as defined below, Manager shall receive the equivalent of three months salary and shall receive three months of continued health insurance benefits (medical, dental, and vision only) both commencing on the date of termination of employment. The salary equivalent shall be payable on regular City paydays.

The City's obligation to pay any such continued salary and health insurance severance benefits shall terminate if Manager accepts other employment within any period that such salary and continued benefits are being paid, unless otherwise negotiated by the parties.

"Cause" shall mean a fair and honest cause or reason, regulated by good faith on the part of the Burien City Council and based on facts which are supported by evidence, and which the Council reasonably believes to be true, and which are not for any arbitrary, capricious or illegal reason. Cause includes, but is not limited to, acts, errors, or omissions by the Manager that discredit the City, or materially impair the provision of orderly services to the citizens of the City.

"Cause" shall also include the Manager's failure to comply with any of the conditions set forth in Paragraph 5.5 above.

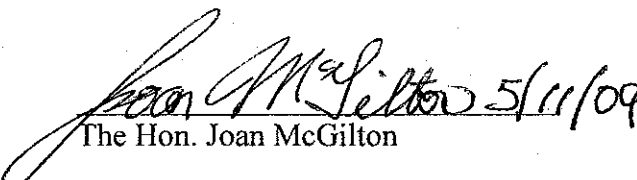
8. General Provisions

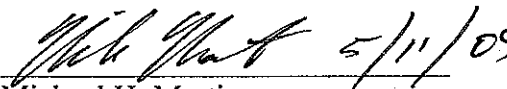
A new Section 8.5 is added as follows:

- 8.5 Re-evaluation period. Two years after the effective date of the Amended Agreement, the City Council will confer with Manager and re-evaluate whether any of the terms of this Amended Agreement are still necessary, in consideration of Manager's performance and compliance therewith.

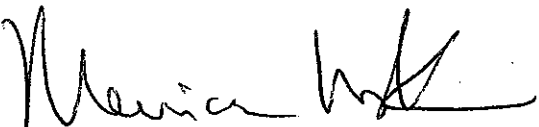
CITY OF BURIEN

CITY MANAGER


The Hon. Joan McGilton


Michael H. Martin

Attest/Authenticated:


Monica Lusk, City Clerk

Approved as to Form:

CITY MANAGER EMPLOYMENT AGREEMENT
BETWEEN
MICHAEL H. MARTIN AND THE CITY OF BURIE

1. Parties.

1.1 This Agreement is effective as of the 29th day of November, 2006 (the "Effective Date"), by and between the City of Burien, Washington, a non-charter optional municipal code city, hereinafter referred to as "City" and Michael H. Martin, hereinafter referred to as "Manager" for the purposes more fully set forth below.

2. Recitals.

2.1 The City conducted an extensive selection process to identify, locate and select a qualified individual to fill the position of City Manager.

2.2 The City Council selected Michael H. Martin as City Manager, and Michael H. Martin agreed to accept employment as City Manager effective upon the Effective Date.

2.3 Both parties desire to establish the terms and conditions of employment as set forth below.

3. Commencement of Employment.

3.1 Agreements. Michael H. Martin accepts employment as City Manager effective on the Effective Date, and the City agrees to so employ Michael H. Martin.

3.2 Term. Manager's employment shall continue for an indefinite period pursuant to RCW 35A.13.130, unless terminated in the manner provided in this Agreement.

4. Salary and Performance Review.

4.1 Salary. Effective on the Effective Date, City agrees to pay Manager an annual base salary of \$125,000 payable in installments at the same time that the other management employees of the City are paid in accordance with the normal and usual payroll procedure for management employees of the City. An initial salary adjustment, in an amount within the discretion of the City Council, shall be considered after six months of employment, based on a satisfactory evaluation of Manager's performance by a majority of the City Council. Subsequent salary adjustments shall be considered prior to January 1 of each contract year, for the ensuing calendar year, as a part of the budget process without further amendment of this Agreement, or at such other times as the City

Council shall establish. Any such subsequent salary adjustments shall likewise be based on a satisfactory evaluation of Manager's performance by a majority of the City Council.

4.2 Vacation Leave. Effective on the Effective Date, the Manager shall be credited with 40 hours of vacation leave which credited vacation leave shall be forfeited if not exhausted on or before July 1, 2007. Such credited vacation leave is provided in consideration of the obligation of the Manager to relocate his residence to within the corporate limits of the City and is in addition to any other vacation leave the Manager may accrue. Effective on the Effective Date, the Manager shall accrue vacation leave at the rate of 160 hours per year, which leave shall accrue in equal proportions for each of the twenty-four (24) pay periods in a year.

4.3 Performance Review and Potential Merit Increase. It is intended that the Manager's performance will be reviewed by the City Council on an annual basis consistent with the budget process, or at such other times as the City Council shall establish.

5. Duties.

5.1 Generally. Manager shall perform all the functions and duties of the City Manager, including such duties as are set forth in RCW 35A.13.080 and such other legally permissible and proper duties and functions as the City Council shall from time to time assign. Manager further agrees that his position is a managerial position and acknowledges that he will occupy a position of confidentiality with the City Council, and will have direct responsibility involving employee and labor relations and preparation of the City budget. It is recognized that the Manager must devote a great deal of time outside the normal office hours on business for the City, and to that end Manager shall be allowed to establish an appropriate work schedule.

5.2 Meetings. Manager understands that in addition to his duties referenced in Section 5.1 above, unless otherwise excused, he shall also be required to attend certain nighttime meetings, including all City Council meetings and study sessions. Said meetings are an integral part of the duties of the position and have been and are included in the consideration in establishing the salary to be paid Manager.

5.3 Outside Activities. The employment provided for by this Agreement shall be the Employee's sole employment. Recognizing that certain outside consulting or teaching opportunities provide indirect benefits to the City and the community, the Manager may elect to accept limited teaching, consulting or other business opportunities with the understanding that such arrangements shall not be accepted or performed in a manner that constitutes interference with nor a conflict of interest with, nor an appearance of a conflict of interest with his responsibilities under this Agreement.

5.4 Conduct. During the term of employment, Manager shall avoid conflicts of interest or the appearance of conflicts of interest. Manager shall not (a) use his position for personal gain, (b) have or obtain or appear to have or obtain a pecuniary interest, either for himself or those with whom he may have business ties or immediate family ties, from or with respect to this Agreement or an activity assisted by or through this Agreement, or (c) benefit directly or indirectly, or appear to benefit directly or indirectly, either for himself or those with whom he may have business ties, from or with respect to an activity assisted by or through this Agreement.

6. Benefits.

6.1 Medical Leave. Effective on the Effective Date, the Manager shall be credited with 80 hours of medical or "sick" leave. Manager shall additionally accrue medical leave at the same rate applicable to other City employees. In the event of a serious illness, a majority of the City Council may consider Manager's request for additional paid medical leave.

6.2 Membership Dues. The City shall pay membership dues for ICMA and WCMA.

6.3 Other Benefits.

A. Medical and Disability Insurance. The City shall provide medical, dental, vision, and disability insurance for Manager and his dependents in the same manner as is provided for all other City employees.

B. Life Insurance. The City will provide a policy of term life insurance, with no cash value, in the same manner as is provided for other City employees. In addition, the City will provide a policy of term life insurance, with no cash value, in an amount equal to twice Manager's annual salary.

C. Retirement Plan. The City does not participate in the federal Social Security Program. Accordingly, Manager is entitled to participate in the City's existing Section 401(a) Social Security Replacement plan, and both Manager and City shall contribute to Manager's account at the then-current rate specified in the plan documents. Manager has chosen to enroll in the State PERS retirement system. The City shall provide for Manager's participate in the State PERS retirement system consistent with his eligibility and in the same manner available to other City employees.

D. Deferred Compensation: Manager is entitled to participate in the City's deferred compensation plan in the same manner as available to other City employees.

E. Other Benefits. The City agrees to provide other benefits not defined here but provided to other Burien employees and department directors in accordance with City Policy, (e.g. holidays, bereavement leave, jury duty, EAP, etc.).

F. Relocation and Relocation Expenses. The Manager shall relocate his residence within the corporate limits of the City not later than one year following the Effective Date. City shall reimburse Manager for the actual cost of such relocation, not to exceed three thousand five hundred dollars (\$3,500), upon presentation of proper receipts or other appropriate documentation.

G. Car Allowance and Mileage. Effective on the Effective Date, the City shall provide a monthly allowance of \$400.00 as full and complete payment for all automobile expenses incurred by Manager's use of his personal vehicle while on City business. Additional mileage charges shall not be reimbursed. Manager will be responsible at all times for full and proper maintenance and insurance costs of the vehicle.

H. Training and Professional Development: The City agrees to pay for and/or reimburse Manager for Travel and subsistence expenses of Manager for professional and official travel, meetings, and occasions to adequately continue the professional development of Manager and to pursue necessary official functions for City, including but not limited to the ICMA Annual Conference, WCCMA conferences, the state league of municipalities, and such other national, regional, state, and local governmental groups and committees in which Manager serves as a member.

7. Termination of Employment.

7.1 By City. It is recognized that this Agreement is a contract for personal services. Manager acknowledges that he is an "at will" employee and agrees that the City may terminate him at any time in the manner provided in RCW 35A.13.130.

7.1.1 Severance Pay. In the event that City elects to terminate Manager's employment for any reason other than for "cause" as defined below, Manager shall receive the equivalent of six months salary and shall receive six months of continued health insurance benefits (medical, dental and vision only) both commencing on the date of termination of employment. The salary equivalent shall be payable on regular City paydays.

The City's obligation to pay any such continued salary and health insurance severance benefits shall terminate if Manager accepts other employment within any period that any such salary and continued health insurance benefits are being paid, unless otherwise negotiated by the parties.

Manager shall be deemed terminated for "cause," and ineligible for severance benefits, if Manager is terminated for willful misconduct, including but not limited to commission of any criminal act.

7.2 By Manager. In the event Manager shall voluntarily terminate his employment with City, Manager agrees to provide City with not less than thirty days prior written notice of the effective date of such termination, in order to afford City a reasonable opportunity to find an interim or replacement City Manager. In the event a replacement is found who is able to commence employment prior to the expiration of the thirty-day notice period, the parties agree that they shall, in good faith, negotiate an earlier termination date.

7.3 Transition Time. Manager agrees to make himself available after separation for up to thirty (30) hours, as reasonably required by City, to assist in any transition to a subsequent City Manager.

8. General Provisions.

8.1 Entire Agreement. This Agreement constitutes the entire agreement between the parties and both parties acknowledge that there are no other agreements, oral or otherwise, that have not been fully set forth in the text of this Agreement.

8.2 Modification. The parties hereby further agree that this Agreement can be amended or modified only with the written concurrence of both parties.

8.3 Severability. If any provision or portion of this Agreement is held to be unconstitutional, invalid, or unenforceable, the City shall have the right, at its sole option, to continue the Agreement or declare the Agreement void and enter into negotiations with Manager for the execution of a new agreement.

8.4 Notices. Any notices required to be given under this Agreement shall be hand delivered to the following parties at the following addresses, unless written notice of a change in either such address is provided to the other:

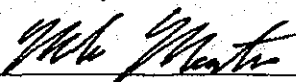
City: City of Burien
415 SW 150th Street
Burien, WA 98166

City Manager: Address as shown on the most current City Employee Roster
at the time of mailing, or personally at City Hall.

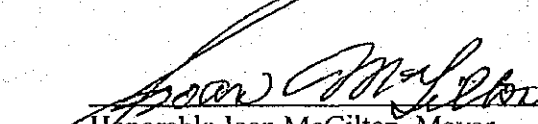
DATED AND SIGNED THIS 20th day of NOVEMBER, 2006.

CITY MANAGER

CITY OF BURIEN




Michael H. Martin



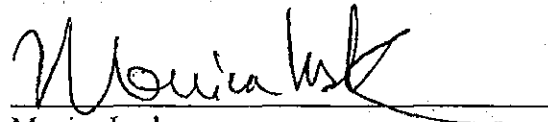
Honorable Joan McGilton, Mayor

Approved as to Form:

Attest:



Christopher D. Bacha,
Interim City Attorney



Monica Lusk,
City Clerk

SECOND AMENDED CITY MANAGER EMPLOYMENT AGREEMENT
BETWEEN
MICHAEL H. MARTIN AND THE CITY OF BURIEN

THIS SECOND AMENDED AGREEMENT is made and entered into as of this ____ day of _____, 2011, by and between the City of Burien, Washington, a non-charter code city ("City") and Michael H. Martin ("Manager").

WHEREAS, the City and Manager entered into an employment agreement effective November 29, 2006 ("Original Agreement"), which set forth the terms under which the City would employ Manager for an indefinite period of time, and

WHEREAS, in 2008, the City Council conducted its annual review of the Manager's performance and increased the Manager's salary to \$131,250, effective February 16, 2008, which increase was reflected in a Personnel Action Form rather than an amendment to the Original Agreement, and

WHEREAS, on May 11, 2009, the City and Manager entered into an amended employment agreement ("Amended Agreement"), which added a new Section 5.5, amended Section 7.1.1, and added a new Section 8.5 to the Original Agreement, and

WHEREAS, Manager has complied with the provisions of the Amended Agreement, and the City Council has determined that the terms of the Amended Agreement are no longer necessary, and

WHEREAS, the City Council has conducted its annual review of the Manager's performance and has determined that it is appropriate to increase the City Manager's salary by a 1% COLA plus a 2% merit increase, for a total 3% ongoing increase to the City Manager's base salary, which is to be effective on the Manager's November 29, 2010 anniversary date.

Now, therefore, for good and valuable consideration as set forth above, the City and Manager agree to amend the Original Agreement as follows:

1. The Amended City Manager Employment Agreement between Michael H. Martin and the City of Burien, dated May 11, 2009, is hereby rescinded.
2. The original City Manager Employment Agreement between Michael H. Martin and the City of Burien, dated November 29, 2006, is hereby amended by increasing the annual

base salary in Section 4.1 to \$135,187.50, which salary increase shall be effective on the Manager's November 29, 2010 anniversary date.

DATED AND SIGNED THIS _____ day of _____, 2011.

CITY MANAGER

CITY OF BURIEN

Michael H. Martin

Honorable Joan McGilton, Mayor

Approved as to Form:

Attest:

Craig D. Knutson,
City Attorney

Monica Lusk,
City Clerk

CITY OF BURIEN AGENDA BILL

Agenda Subject: Discussion of Potential Funding Sources for completion of First Avenue South Phase I		Meeting Date: May 23, 2011
Department: Finance	Attachments: 1. Potential Funding for First Avenue South Phase I Completion	Fund Source: N/A Activity Cost: N/A Amount Budgeted: N/A Unencumbered Budget Authority: N/A
Contact: Kim Krause, Finance Director		
Telephone: (206) 439-3150		
Adopted Initiative: Yes No X	Initiative Description:	
PURPOSE/REQUIRED ACTION: The purpose of this agenda item is for Council to discuss possible funding sources for completion of the First Avenue South Phase I project.		
BACKGROUND (Include prior Council action & discussion): On April 25, 2011, at Councilmember Block’s request, Council directed staff to prepare a report on the potential funding sources that could be used to complete First Avenue South Phase I.		
OPTIONS (Including fiscal impacts): N/A		
Administrative Recommendation: Hold discussion.		
Committee Recommendation: N/A		
Advisory Board Recommendation: N/A		
Suggested Motion: None required.		
Submitted by: Administration _____ City Manager _____		
Today’s Date: May 17, 2011		File Code: R:CC\Agenda Bill 2011\052311ad-1 Potential Funding for First Avenue South Phase I Completion.docx

CITY OF BURIEN

MEMORANDUM



DATE: May 23, 2011
TO: Burien City Council
FROM: Kim Krause, Finance Director
THROUGH: Mike Martin, City Manager
SUBJECT: Potential Funding to Complete First Avenue South Phase I

Background

At Councilmember Block's request, Council directed staff to explore available funding to complete the First Avenue South Phase I project.

Funding Options

At the April 25, 2011 City Council meeting, three funding sources were identified for completion of this project:

1. Bond proceeds from the Overlay Project
2. Capital Project Reserve
3. General Fund

The adopted budget includes estimates for fund balances and revenues. We now have a draft of the 2010 financial statements with more accurate fund balances and have incurred six more months of revenue receipts on which to base projections.

1. The City benefitted from low bids on the street overlay project; however, this allowed the City to award all schedules included in the bid so there are no savings to appropriate to another project.
2. The 2011 ending fund balance in the Capital Project Reserve is approximately \$1.5 million. Almost \$200,000 of these funds were used to pay the litigation that was recently settled for First Avenue South Phase I. Staff is currently preparing a report to Council to appropriate \$350,000 for partial completion of the First Avenue South Phase I project.
3. Although the 2011 adopted ending fund balance for the General Fund was projected to be \$2.8 million, current revenues have not increased to the level projected in the budget. Staff's analysis of the revenues for the past six months would lead to a revenue budget reduction of just under \$1 million. The actual 2010 ending fund balance was higher than anticipated; therefore, the City does not need to make offsetting expenditure reductions. However, the 2012 revenue

budget is based on the same assumptions as 2011 so staff will continue to monitor the revenues carefully to gauge economic recovery. Staff will bring a budget amendment to Council later in the year that corrects the 2011 and 2012 revenue estimates.

Conclusion

Council may appropriate funds from the Capital Project Reserve Fund or the General Fund to complete First Avenue South Phase I. Staff is preparing a recommendation for partial completion of the project with funds available in the Capital Project Reserve to be presented on June 6, 2011. Staff believes it is prudent to maintain the current fund balances as the economic recovery has been much slower than projected and the litigation continues over this project.

**CITY OF BURIEN
AGENDA BILL**

Agenda Subject: Discussion on Request from Burien Property Owner to Form a Local Improvement District (LID) to Fund Street and Drainage Improvements to South 140 th Street.		Meeting Date: May 23, 2011
Department: Public Works	Attachments: 1. Letter of April 28, 2011, from Keith Lithchfield 2. Map of Proposed LID Boundary 3. Example of Petition 4. Project Activities	
Contact: Larry R. Blanchard, Director	Fund Source: LID Activity Cost: TBD Amount Budgeted: 0 Unencumbered Budget Authority: 0	
Telephone: (206) 248-5514		
Adopted Initiative: Yes No X	Initiative Description: N/A	
<p>PURPOSE/REQUIRED ACTION:</p> <p>Under the authority granted to the City Council under the Revised Code of Washington (RCW) 35.43, the City has the authority to establish an LID for the purposes of constructing street and storm drainage improvements. Property owners that petition the City Council to construct these improvements utilizing the process under RCW 35.43 need to know the conditions the Council will accept before proceeding with the formation of the LID.</p> <p>BACKGROUND (Include prior Council action & discussion):</p> <p>Last week the Public Works Department was approached by Jag Basra, the owner of the property at 1244 S 140th Street in Burien. Mr. Basra submitted building permits for 3.7 acres and 462 parking stalls at 1244 S 140th Street, but there is no storm drainage system available for Mr. Jag to connect to along S 140th Street. He asked the Public Works Department to create an LID to complete the off-site improvements for street and storm drainage. The improvement will be a benefit to future developments/redevelopments along S 140th Street.</p> <p>A letter to this affect is included with this Agenda Bill. Mr. Basra has indicated that he is willing to approach the existing property owners as designated on the attached map to sign a petition (draft petition attached) requesting the formation of the LID.</p> <p>Mr. Basra would like to make sure that, if he proceeds forward with obtaining a majority of property owner signatures for the formation of the LID, the City Council is in agreement that they would support the formation of an LID.</p> <p>Mr. Basra will proceed with obtaining petition signatures to form the LID described above and, if successful in obtaining an appropriate majority of signatures of owners of property adjacent to and accessing onto South 140th Street, will submit the petition to Council for authorization to form the LID and set the Public Hearing for said LID.</p> <p>OPTIONS (Including fiscal impacts): N/A</p>		
Administrative Recommendation: Hold discussion and authorize staff to proceed to work with property owners for submittal of petitions under RCW 35.43 to form a Local Improvement District (LID) to fund street/drainage improvements to South 140 th Street.		
Committee Recommendation: N/A		
Advisory Board Recommendation: N/A		
Suggested Motion: None required		
Submitted by: Administration _____ City Manager _____		
Today's Date: May 17, 2011	File Code: \\File01\records\CC\Agenda Bill 2011\052311pw-1 for S 140th Street Park & Fly Project.docx	



April 28, 2011

City of Burien
Department of Community Development
400 SW 152nd Street, Suite 300
Burien, WA 98166

Attention: Ramesh Davad, P.E.

Subject: Burien Park and Fly Facility

Dear Mr. Davad:

As discussed during Monday's meeting, this letter is a formal request to the Burien City Council to approve the formation of a Local Improvement District (LID) under the Revised Code of Washington (RCW) 35.43 for the purpose of constructing public improvements including, but not exclusively to street and drainage improvements.

Currently our client is in the process of obtaining building permits for the Park and Fly Project located on the 3.7 acre property with the address of 1260 & 1244 South 140th Street. In order to build the Park and Fly project or any project for that matter, a properly sized off-site drainage system must be constructed draining to Miller Creek.

However, the size of pipe required for our site alone would not provide capacity for other undeveloped property surrounding the Park and Fly site. We propose that an adequately sized pipe be install from my clients property to Miller Creek approximately 1,000 west of the Park and Fly property. Also, due to the recent flooding in the area and the lack of capacity in the 36" pipe that crosses S 140th Street an additional pipe crossing S 140th Street must be installed.

My client has agreed to circulate petitions to form the LID for this project, and would like to know if the City would authorize us to proceed with obtaining signatures on petitions to form the LID for this purpose. The surrounding area is zoned Airport Industrial and we believe that we can obtain a majority of signatures for this LID project and submit those to the City for approval.

The project site is bordered by single family residential development to the north, east and west and to the south by South 140th Street. The area is zoned for airport industrial and many of the surrounding properties that were historically residential have been cleared and/or vacated due to the industrial zoning (most noticeably to the south). The park and fly facility will mitigate developed storm water impacts on-site through the construction of a standard infiltration bed. Although Level 2 is the prescribed flow control performance standard for this site, per BMC 13.10.140(2), a Level 3 facility is proposed due to the historic downstream flooding problems.

In the event that the formation of the LID is unsuccessful then my client supports the use of a Late Comers Agreement, if acceptable to the City.

Ramesh Davad, P.E. – City of Burien

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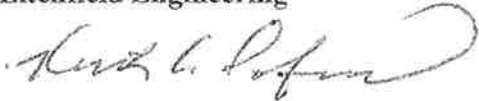
April 28, 2011

I am hopeful that the above information with attachments is sufficient for the Burien City Council to evaluate my request. However, if you should have any questions or need additional information please do not hesitate to contact me.

I thank you in advance for the time that you have committed to this project.

Sincerely,

Litchfield Engineering

A handwritten signature in cursive script, appearing to read "Keith A. Litchfield", written in dark ink.

Keith A. Litchfield, P.E.

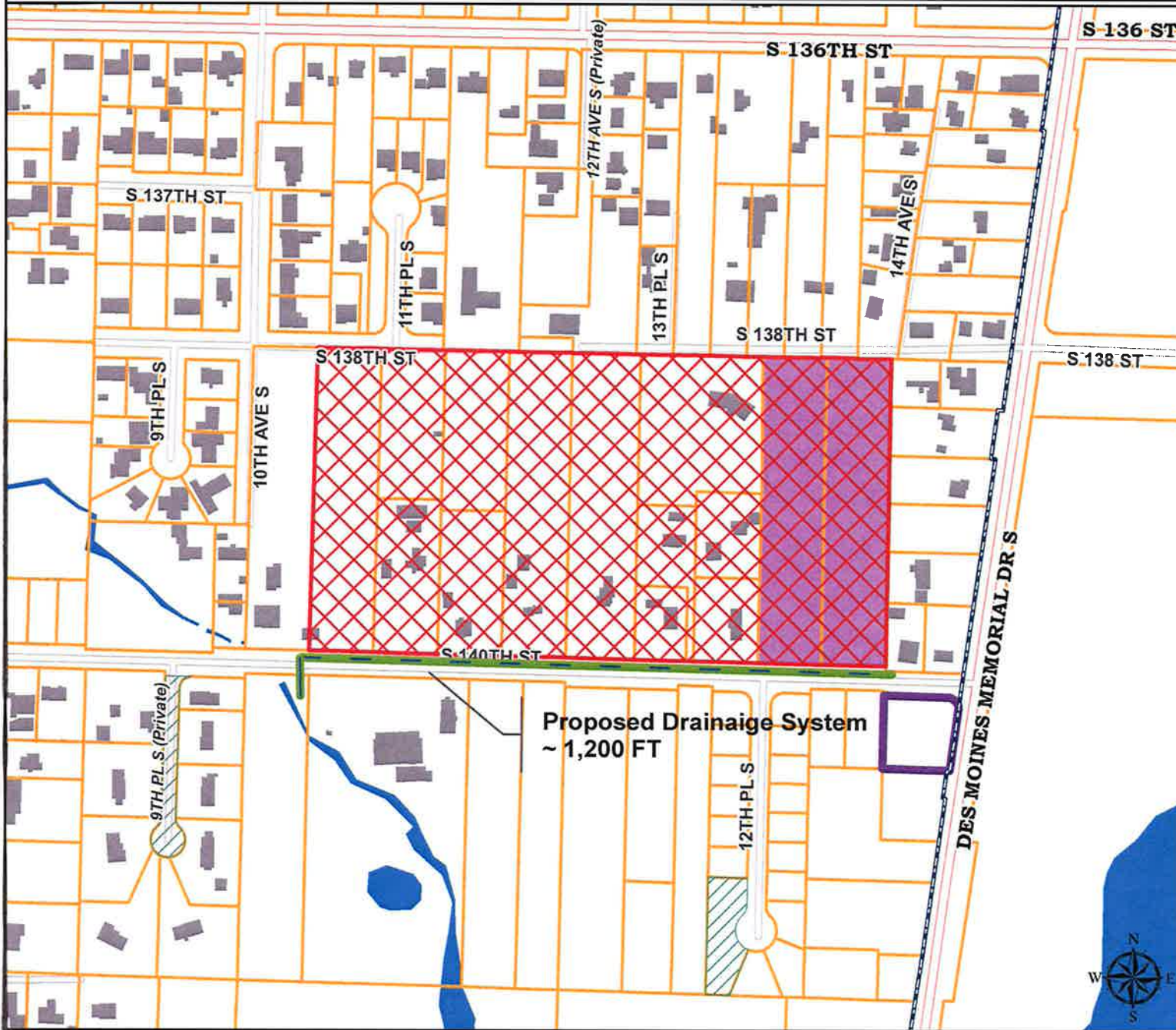
Attachments: Photographs of Downstream Flooding
Vicinity Map of Proposed Road/Drainage System Improvements



Photographs of Flooding Near 1004 S. 140th Street
Drainage Tributary to Miller Creek



PROPOSED LOCAL IMPROVEMENT DISTRICT - S 140TH ST



Legend

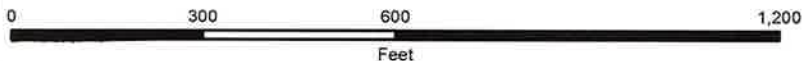
Proposed LID



Proposed Park & Fly



Proposed Drainage System
~ 1,200 FT



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Last updated 5/5/2011
By: FernandoL



THE CITY OF BURIED DISCLAMS ANY WARRANTY OF ITNESS OF USE FOR PARTICULAR PURPOSE, EXPRESS OR IMPLIED, WITH RESPECT TO THIS PRODUCT.





City of Burien
PETITION FOR S 140TH
STREET AND DRAINAGE IMPROVEMENTS
LOCAL IMPROVEMENT DISTRICT

We, the undersigned, being legal owners of land included in a proposed Local Improvement District for the

S 140th Street and Drainage Improvements

hereby petition the City of Burien to construct said improvements.

We understand that all properties benefited by the improvements will be included in a Local Improvement District and assessed for the cost of the improvements in compliance with Washington State Law. The territorial extent of the Local Improvement District includes Parcel Nos. 1723049138 & 1723049030 as shown in the attached map. _____% of land area is owned by the petitioners.

This improvement will be done in accordance with approved plans and specifications of the Public Works Department.

At the time of filing, this petition must be signed by the owners of 50 percent (50%) of the properties within the proposed improvement district. This petition must be submitted to the City Clerk, Burien City Hall, 400 SW 152nd Street, Burien, WA 98166. If you have any questions regarding this petition or the cost of the work being petitioned for, contact the Public Works Department at (206) 248-5521.

Actual assessments may vary from assessment estimates, so long as they do not exceed a figure equal to the increased true and fair value the improvement adds to the property.

NOTE: Petitioners must identify the property by legal description (e.g. lot, block and addition), and must be the owner(s) of record of the listed property. No signature by agent will be allowed.

Parcel No.	Ownership	Sign and Print Name	Address and Phone Number
1723049138 & 1723049030	A1 EDUCATION HILL LLC (JAG BASRA)		1244 & 1260 S 140 th St

Legal Description of Property:

South 140th Street Improvement Project
Proposed Formation Local Improvement District
Schedule of Activities

Step	Activity	Description	Date
1	Filing of LID Petition	Closing dated for filing of a petition signed by the owners of property aggregating a majority of the area of the proposed LID (RCW 35.43.120)	Schedule to be Determined (2011)
2	Certification of Sufficiency	Engineers determines sufficiency of petition, and prepares cost estimate, assembles other statutorily require information and certifies it to the council (RCW 35.43.130)	Schedule to be Determined (2011)
3	SEPA Determination	The proposed LID is categorically exempt from SEPA (WAC, Chapter 197.11.800(17))	Schedule to be Determined (2011)
4	Declaration of Intent to form LID	Adopt resolution declaring intention to form LID and fix public hearing date (RCW 35.43.125 and 130)	Schedule to be Determined (2011)
5	Notice of Hearing	Mail notice of public hearing at least 15 before the date fixed for hearing to the property owners of record on the rolls of the County Assessor (RCW 35.43.150 and 270)	Schedule to be Determined (2011)
6	Publish Resolution Declaring Intent to Form LID	Publish resolution declaring intent to from LID and fixing public hearing date in at least two consecutive issues of the official newspaper, the first publication being at least 15 days prior to the hearing (RCW 35.43.140)	Schedule to be Determined (2011)
7	Formation Hearing	Conduct hearing on formation of LID	Schedule to be Determined (2011)
8	LID Ordinance	Pass ordinance creating LID and ordering the improvement (RCW 35.43.070)	Schedule to be Determined (2011)
9	Publish Ordinance	Publish ordinance creating LID in official newspaper.	Schedule to be Determined (2011)
10	File Ordinance	Within 15days of formation, file ordinance creating LID, boundary diagram and preliminary assessment roll with City Treasurer. The City Treasures shall immediately [post the proposed assessment roll on the index LID assessments (RCW 35.50.005)	Schedule to be Determined (2011)
11	Expiration of time limit on litigation	No lawsuit may be maintained challenging the formation of the LID if not filed within 30 days after passage of the formation ordinance (RCW 35.43.100)	Schedule to be Determined (2011)
12	Final Assessment Roll	Preparation of the final assessment roll and hearing will occur following project completion	Schedule to be Determined (2011)



Burien

Washington, USA

400 SW 152nd St., Suite 300, Burien, WA 98166

Phone: (206) 241-4647 • FAX (206) 248-5539

www.burienwa.gov

MEMORANDUM

TO: Honorable Mayor and Members of the City Council
FROM: Mike Martin, City Manager
DATE: May 23, 2011
SUBJECT: City Manager's Report

I. INTERNAL CITY INFORMATION

A. MyBuildingPermit.com to Expand Online Permitting

Building staff is working with MyBuildingPermit.com on the next phase of on-line permit submittals which will expand the types of permits that are offered on-line through the MyBuildingPermit.com website. Currently, only simple plumbing, mechanical, electrical and re-roof permits are available. The new edition will allow more complex permit applications including those that need a plan check to be processed via the internet. Master Builders, developers and our design community have been asking for and are in support of the service. Burien will be one of the first Cities to go live this summer along with Kirkland and Snohomish County.

B. Public Works Crew Celebrates its First Year

The month of May 2011 marks the first year in business of the Public Works Maintenance Crew. During the past year the crew has done striping work on SW 152nd and 153rd Streets in the downtown area; taken over the landscape maintenance and pond maintenance that was previously contracted out; taken over mowing within the City; and:

- 1) Picked up and hauled 200 tons of litter.
- 2) Cleaned 1200 signs.
- 3) Replaced 150 signs that were vandalized.
- 4) Laid down 3,000 pounds of thermoplastics.
- 5) Replaced 12,500 Raised Pavement Markings.
- 6) Inspected 213,296 LF of sidewalks.
- 7) Replaced 915 LF of guardrail.
- 8) Crack-sealed over 700,000 LF of pavement.
- 9) Mowed 28,000,000 SF of Right-of-Way.
- 10) Weed eaten over 1,000,000 SF of area.
- 11) Removed 40 dangerous trees.
- 12) Snow plowed and de-iced over 100 lane miles of roadway this winter.
- 13) Removal of 1,362,240 SF of noxious weeds.
- 14) Inspected 137,400 LF of drainage pipe.
- 15) Replaced over 9,000 LF of drainage pipe.
- 16) Cleaned 22,000 LF of drainage ditches.

C. Successful Clean Sweep Event (Pg. 105)

Attached is the 2011 Clean Sweep results which also show a year-to-year comparison.

D. City of Burien No Longer Contracts Out for Landscape Maintenance

Street landscaping and mowing is now done by the City's Public Works maintenance crews. The side-boom mower is up and running fulltime, 4 to 5 days a week. The City has been divided in half at 140th Street and the north and south ends are mowed on alternate weeks. A mowing crew consists of the operator in the mower and two ground workers who do the weed-eating and trash pick-up.

E. Draft Vision Open House – June 13

The City Council met with the Vision for Burien Steering Committee on May 17 to discuss community input and create draft statements for the Vision. Residents can view and comment on the Draft Vision at an Open House on Monday, June 13, at the first floor multi-purpose room at City Hall in Burien Town Square. The Draft Vision will also be on display at the City of Burien booth at the Wild Strawberry Festival, June 18 & 19 in Town Square. The City Council is scheduled to adopt the vision at its June 20 meeting. For information, go to www.burienwa.gov/vision4burien.

F. Deadline Approaching for Pet License Renewal

Burien dog and cat owners are reminded that City of Burien pet licenses must be purchased or renewed *before* June 30. Pet licenses are required for all dogs and cats 6 months of age or older. Pet owners who currently have King County licenses are required to purchase a City of Burien pet license. Owners who purchased City licenses after July 2010 when the City took over animal care and control from King County must have their City licenses renewed. The cost is \$20 a year for altered pets (documentation required) and \$50 a year for unaltered pets. Senior citizens can obtain lifetime licenses for \$15 (if your pet has been altered). You can license your pet online at [license renewal](#) or at City Hall, 400 SW 152nd St., third floor. Past licensees can expect to receive a renewal reminder notice and form in the mail.

City records show that there are currently 6,347 pet licenses for altered pets and 718 for unaltered pets.

G. Burien Geographic Information System (GIS) Staff Wins Award

The City of Burien GIS staff won "Best Analytical Map" at a recent conference of GIS professionals called the Washington Urban & Regional Information Systems Association or WAURISA. The map that was submitted for consideration was the Burien 540AM Radio Coverage map, which is also [available on the City's website](#). There were other map submittals from around the region and neighboring jurisdictions, including State agencies. At the end of the conference, attendees chose the best map that specifically demonstrated GIS analysis.

WAURISA is a non-profit association of GIS professionals using geospatial technology to solve problems in state, regional and local government. Their purpose is to recognize, support and encourage professional growth through education, communication, technical development and service to its members and others in the field of geospatial and information technology.

H. Lake Burien Comprehensive Plan Amendment Appeal

On May 13, 2011, the Growth Management Hearings Board granted the City's motion to dismiss the appeal of the Council's decision to deny the proposed Comprehensive Plan amendment for Lake Burien. The City's motion was based on untimeliness and lack of jurisdiction. The Board granted the motion on both bases, although either one was sufficient to dismiss the case.

The Board's ruling avoids the need for lengthy briefing and a hearing before the Board on the merits of the Council's decision.

The Board's ruling can be appealed to King County Superior Court. However, it is unlikely that such an appeal would be successful, because the Board's ruling is consistent with applicable Washington appellate court decisions.

I. Community Center Rentals Doing Well

PaRCS Department staff report that rentals of rooms at the new Community Center are doing very well and consequently rental revenue is up significantly. As compared to the old facility, the new Center is being utilized by the community and private groups quite regularly for meetings and private events. For example, on Saturday, May 14, there were six rentals happening all on the same day, scheduled in the Shorewood, Lakewood, and Seahurst Rooms. The building opened at 7:30 am and was going until 1:00 am that night. Looking forward, there are only two Saturdays free in July and August. This level of service and the need to manage this level of demand has been a significant challenge to existing capacity and resources.

J. Sewer District Construction Well Underway at Seahurst Park

At this time, the parking lots and other public areas in Seahurst Park are experiencing significant impacts as a result of the Southwest Suburban Sewer District's construction work in the park. The District is relocating portions of existing sewer lines, slip-lining other segments, and preparing a building site for a new sewage pump station. PaRCS and Public Works staff are closely managing the impacts of the project on the public and are in close coordination with the Sewer District.

K. 2010 Human Services Report (Pg. 107)

Staff has provided the attached 2010 Human Services Report for Council.

II. COUNCIL UPDATES/REPORTS

A. Suburban Cities Weigh in on Transit and Other Regional Issues (Pg. 111)

The future of Metro Transit service and other major issues came up for discussion by representatives of more than 25 suburban cities on May 11. City Councilmember Jerry Robison represented Burien at the monthly meeting of the Public Issues Committee (PIC) of the Suburban Cities Association (SCA).

On SCA's position statement regarding the draft Metro Transit Strategic Plan, the PIC decided that SCA should pursue specific weights for the factors of productivity, geographic value and social equity, as Metro makes decisions on transit service reductions or future additions. [The day following the PIC meeting, the SCA Board revised the PIC's policy position and approved the attached document.]

The Committee also discussed whether to support a levee certification/accreditation policy under consideration by the King County Flood Control District.

Representatives of Green River Valley cities expressed concern over the potential effects of delaying such a policy. The PIC tabled the recommendation, but decided to take action at the next meeting on another proposal, to support Flood Control District capital funding for the Seattle Seawall project.

Cities were also asked to review information about a Domestic Violence Initiative Protection Order Checklist, and on the "U Visa" issue, related to domestic violence victims without immigration status (see the attached documents).

B. Monthly Permit Activity (Pg. 117)

Attached is a summary of the number and types of construction permits issued for the month of April.

C. Advisory Board Meeting Minutes (Pg. 119)

Attached are approved minutes for the April 13, 2011 Parks & Recreation Advisory Board Meeting.

D. Notices (Pg. 123)

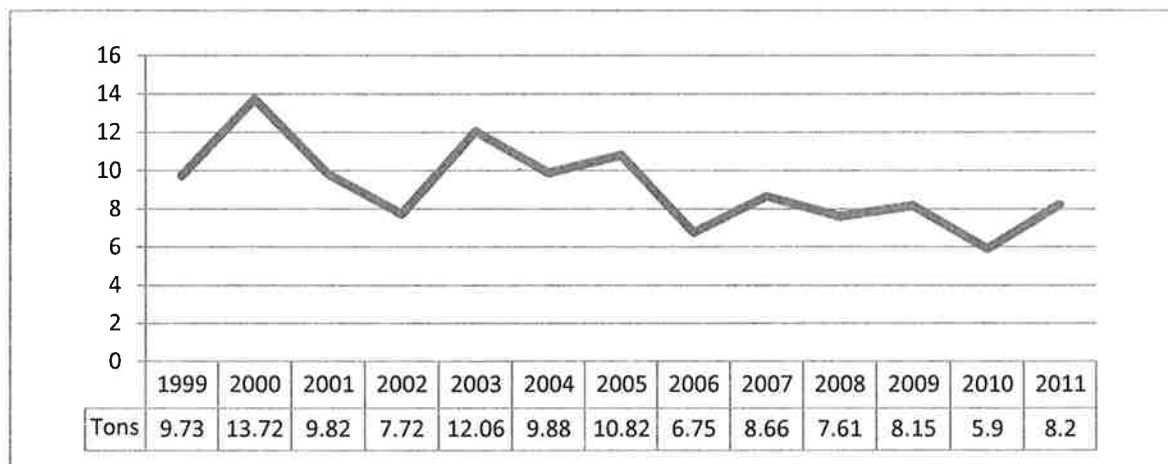
The following Notices have been published:

- Notice of Application for Sunny Ausink, Pacific Telecom Services for AT&T to add 4G technology to the site by replacing (3) existing antennas on the side of the Queensview apartment building and adding new ancillary equipment. Location is 13007 12th Avenue SW, Burien. Public written comments must be received prior to 5:00 p.m. on June 1, 2011. (Notice attached.)
- Notice of Application for Sunny Ausink, Pacific Telecom Services for AT&T to add 4G technology to the site by adding (3) existing antennas and ancillary equipment to an existing personal wireless service facility located at the Washington State Criminal Justice Training Center at 19010 1st Ave. S., Burien. Public written comments must be received prior to 5:00 p.m. on June 1, 2011. (Notice attached.)

- Notice of public hearing on May 24, 2011 at 9:00 a.m. at Burien City Hall, 400 SW 152nd Street, Suite 300, to receive public comments on the following application: Dave Baus with Village Concepts for El Dorado West Retirement Community.

Clean Sweep Results

Year	Total Tons Dumped	
1999	9.73	
2000	13.72	
2001	9.82	
2002	7.72	
2003	12.06	
2004	9.88	
2005	10.82	
2006	6.75	(0.59 of this was recycled scrap metal)
2007	8.66	(0.50 of this was recycled scrap metal)
2008	7.61	(1.03 of this was recycling: 650 lbs metal, 1400 lbs commingled) Plus a truck load of computers/monitors/printers, flourescent tubes, and other haz waste.
2009	8.15	(1.21 of this was recycling: 240 lbs metal, 1065 lbs commingled, 1120 lbs wood) Plus 2 truck loads of computers/monitors/printers, flourescent tubes, and other haz waste.
2010	5.9	Plus 120 lbs commingled recycling, 50 lbs scrap metal, 3 truck loads of computers/monitors/printers, and a dozen tires
2011	8.2	4.8 tons collected at the Municipal Parking Lot 2.4 tons collected at the Thriftway (DMMD & S 120th St) (0.17 ton commingled recycling - mostly cardboard) (0.83 ton recycled metal - mostly shopping carts) plus the usual smattering of computers/monitors/printers, and tires



CITY OF BURIEN, WASHINGTON

MEMORANDUM

DATE: May 16, 2011

TO: Honorable Mayor and Members of the City Council

FROM: Mike Martin, City Manager
Kim Krause, Finance Director
Lori Fleming, Management Analyst

SUBJECT: 2010 Year-End Report on Human Services

Each year, in accordance with the City's Financial Policies, the City of Burien allocates 1% of General Fund expenditures to human services programs. The 2010 allocation was \$170,000. Human services allocations are determined every two years through a competitive application process, with 2010 being the second year of the 2009-2010 allocation. The allocation process for 2011-2012 human services funding was held last year, with awards already completed. Following are the agencies that were awarded funding for 2010, the amount of funding awarded, a brief program description, and the number of Burien residents served. For most agencies, the services provided to Burien residents increased from 2009 to 2010.

HUMAN SERVICES (\$170,000 budgeted)

Catholic Community Services (CCS) was awarded \$10,500 for their emergency assistance program. This program provides emergency assistance to at-risk, low income persons, including rental assistance, food, utilities, transportation, and case management services. In 2010, CCS served 116 unduplicated Burien residents and provided 45 rental, utility, gas, and medical assistance vouchers. The most requested assistance was for utilities and rent.

Child Care Resources (CCR) was awarded \$5,000 for their child care resource and referral services. This program provides information and referral to assist families in finding appropriate child care and provides technical assistance to child care providers. In 2010, CCR served 99 unduplicated Burien clients and provided over 100 training and technical assistance hours.

Consejo Counseling & Referral Services was awarded \$8,000 for their domestic violence advocacy services to Burien's Hispanic residents. This program provides domestic violence community advocacy services, legal assistance with protection orders, divorce, child support, basic needs assistance, and translation assistance. In 2010,

Consejo served 18 Burien residents and provided 118 hours of advocacy and legal assistance.

Crisis Clinic was awarded \$3,000 for their 2-1-1 Community Information Line. The 2-1-1 program had 4,568 calls from Burien residents. Overall the length of calls increased from 4:51 minutes in 2009 to 6:29 minutes in 2010 due to more first time callers unfamiliar with the social services system and the need for additional information.

Crisis Clinic was awarded \$1,000 for their Teen Link program. The Teen Link program helps teens with suicide prevention and crisis intervention. There were 24 calls from Burien teens in 2010 and the program trained 86 students to help with outreach and counseling to other teens.

Domestic Abuse Women's Network (DAWN) was awarded \$3,000 for their Community Advocacy program. This program provides one on one client advocacy, peer support groups, and youth programs to domestic violence victims. Fifty-nine unduplicated Burien clients were served and were provided with 421 hours of advocacy services.

Domestic Abuse Women's Network (DAWN) was awarded \$8,000 for their shelter programs for domestic violence victims. This program pays for nights at a confidential emergency shelter and extended stay transitional shelter for Burien women and children, including counseling and advocacy services. In 2010, 74 nights were provided, serving 13 Burien women and children.

Highline Area Food Bank was awarded \$10,000 for food bank support. In 2010, the Highline Area Food Bank had 33,724 visits for food, serving 6,103 unduplicated clients, of which 4,163 were unduplicated Burien clients. They distributed 983,500 pounds of food in 2010.

Highline Medical Center was awarded \$9,000 for their Youth Health Center. This program provides comprehensive medical visits to Burien youth and outreach activities, including presentations in health classes and health fairs. In 2010, the Youth Health Center provided 825 medical visits to Burien youth and held 17 outreach health classes.

Highline YMCA (Now Matt Griffin YMCA) was awarded \$12,000 for their before and after school enrichment program at Seahurst Elementary School. In 2010, this program served 137 Burien kids and provided 250 childcare days.

Hospitality House was awarded \$5,000 for their women's shelter located at Lake Burien Presbyterian Church in Burien. This shelter has nine beds for homeless single women to stay in for up to three months. Case management services are also provided. In 2010, Hospitality House served 76 women, 8 of which were Burien residents. They provided a total of 3,046 nights, with 269 nights for Burien women.

King County Sexual Assault Resource Center (KCSARC) was awarded \$7,400 for sexual assault resource services. This program provides no-cost comprehensive crisis, advocacy, and counseling services to child, teen, and adult victims of sexual assault, including their families. In 2010, KCSARC served 56 Burien residents, providing 410 hours of advocacy services.

Multi-Service Center was awarded \$3,000 for emergency transitional housing. This program provides bed nights and case management to Burien families. In 2010, they served 44 Burien residents with 2,989 bed nights and provided case management services for 32 households.

New Futures was awarded \$23,000 for their child and family support program at The Heights at Burien Apartments. This program includes after school tutoring, childcare, home visits to participating families, and community development meetings and events to bring residents together. In 2010, New Futures served 130 unduplicated children in the afterschool program, made 315 home visits, and held 23 community meetings and events, serving over 2,000 residents.

Para Los Ninos was awarded \$32,000 for the Aprendamos Juntos (Let's Learn Together) program at Sunnydale Elementary. This program provides information and classes to parents and caregivers of children to prepare and encourage children to begin their educational journey. They helped 60 youth get ready for school including tutoring, and served about 41 adults in their English Second Language classes.

Pregnancy Aid of South King County was awarded \$1,500 for their program which provides used/donated clothing, car seats, layettes, bottles, etc. to women and children. In 2010, Pregnancy Aid provided over 4,400 pieces of clothing and other items to 256 Burien families.

Refugee Support Services Coalition was awarded \$4,000 for the Immigrant Youth Success Program. This program supports immigrants and refugees with afterschool tutoring, substance abuse prevention and education, and parent-school connection workshops.

Senior Services was awarded \$2,000 for the Burien Senior Shuttle. The Shuttle uses volunteer drivers to transport lower income frail elderly to medical and other essential appointments. In 2010, the Burien Senior Shuttle served 114 clients, drove 10,044 miles, and logged in over 1,300 volunteer hours.

Senior Services was awarded \$5,000 for the Meals on Wheels Program. This program delivers nutritious meals to the elderly and disabled at their homes. In 2010, the program served 117 Burien residents, delivering 20,393 meals to the homes of these residents.

White Center Food Bank was awarded \$5,000 for food bank support. In 2010, the White Center Food Bank served 13,236 unduplicated clients, of which 4,760 were unduplicated Burien clients. They distributed 951,345 pounds of food in 2010.

YWCA - Renton was awarded \$8,000 for their children's domestic violence services. This program pays for a staff person to work with children who have witnessed and may continue to witness domestic violence. A ten-week education program is provided to the children and caretakers in their home in an effort to ameliorate the negative effects of domestic violence. In 2010, four families, including eight children were served with 161 counseling hours.

Emergency Voucher/Gift Card Program – This program, administered by the Police Community Service Officer (CSO), started in October 2009 with an allocation of \$1,000. The program involves providing motel vouchers for 1-2 night stays, Safeway or Fred Meyer gift cards, and bus passes to homeless persons and those persons the police may encounter in domestic violence situations or other emergency police related situations. In 2010, 30 persons received 72 bus passes, \$260 in gift cards, and a one night motel voucher.

**Suburban Cities Association Policy Position on the
Proposed King County Metro Strategic Plan**

SCA supports the King County Metro Transit Strategic Plan for Public Transportation 2011-2021 subject to the following conditions:

- a. That robust policies and strategies that achieve administrative, overhead, and other system-wide efficiencies and cost are included in the Strategic Plan update, and that the plan require that Metro periodically report on actions taken and outcomes related to efficiency, especially prior to considering any significant service changes.
- b. That the plan represents balanced prioritization of productivity, geographic value, and social equity in the guidelines for providing transit service fairly throughout the county. Weighted factors for the reduction of services of specific percentages 50% for productivity, 25% for geographic value, and 25% for social equity shall be clearly stated in the strategic plan. Weighted factors for the addition of services of specific percentages for ~~should be equally rated among~~ productivity, geographic value, and social equity shall be clearly stated in the strategic plan.
- c. That the plan includes performance measures and service guidelines that reflect the land use, growth, and travel patterns that characterize suburban and rural areas of King County, rapid growth and changing demographics of suburban and rural communities as evidenced in the most recent Census data, and system design elements that effectively link suburban and rural city residents to bus transit, such as park-n-ride facilities.
- d. That measures that will ensure geographic balance in the distribution of transit service are included in the Strategic Plan update. Specifically, at a minimum, SCA supports several current proposed plan elements, including:
 - o Prioritizing service to urban and activity centers that are located in communities throughout urban King County
 - o Tailoring productivity measures to different categories of routes, such as frequent all-day service vs. peak service and corridors serving central Seattle and U. of W. locations vs. corridors for travel exclusively between suburban locations
- e. That the plan include a requirement to develop and market expanded “alternative” transit services areas with relatively low productivity that may face significant cuts under the proposed guidelines.
- f. That the plan include social equity guidelines that focus on transit dependent populations, specifically low-income people, seniors, students, and disabled individuals without access to automobiles or otherwise dependent on bus transportation to meet daily needs.
- g. That the plan include explicit feedback procedures and opportunities to evaluate within a stated period of time whether service guidelines are performing as intended and, if needed, amend the service guidelines based on performance over time
- h. That Metro provide to policy makers sufficient information on scenarios for system cuts, system growth, and system restructures for the purposes of understanding, prior to plan adoption, the potential impacts of the proposed service guidelines on transit service levels to communities and subareas of King County”

**Domestic Violence Initiative (DVI)
Protection Order Checklist Update
PIC Meeting of May 11, 2011**

The goal of the Domestic Violence Initiative (DVI) is to deliver practical improvements to our region's legal response to domestic violence. The first DVI workgroup prioritized King County's Protection Order system. Each year, protection orders provide safety and quality of life improvements to thousands of victims of domestic violence in King County. In many ways, protection orders are the linchpin in the legal response to domestic violence, intersecting both criminal and civil legal systems.

Protection Order Summit:

On December 2, 2009, the DVI held a Protection Order Summit. The goal of the Summit was to identify solutions to many of the identified gaps in the protection order system and determine which solutions would be "high impact and easy to implement". Over 70 people attended the Summit including: Law enforcement (Officers, Detectives, Records and Data Technicians), Courts (court staff, clerks, representatives from the bench), community and system-based advocates, Prosecutors, Department of Corrections, Civil legal attorneys, Paralegals, Child Protective Services, and Batterer Intervention Program Providers.

The Summit was organized around 5 specific barriers in the protection order process (from the initial domestic violence incident all the way to enforcement) and included:

- Barriers to the entry of protection orders
- Barriers to the service of protection orders
- Barriers to the accessibility of protection orders
- Barriers related to safety
- Barriers to the enforcement of protection orders

After evaluating the "high impact and easy to implement" solutions it became clear that several of the proposed solutions overlapped across barrier groups. Overwhelming concerns about inconsistency and limited access to advocacy for petitioners suggested that a few thoughtful and well coordinated efforts may provide a significant benefit to the overall system.

While we are not able to ensure 100% consistency across every court or jurisdiction or to ensure that every prospective protection order petitioner has on-site protection order advocacy prior to filing, we have developed tools that will:

- 1) Enhance the consistency of the process from the initial filing of the order through its ultimate enforcement (Protection Order Checklists)
- 2) Promote standardized tools and information that will help increase petitioners' safety and access to critical community resources ("Filing for a Protection Order")

Protection Order Checklists:

One of the most practical and efficient ways of addressing the identified barriers and solutions is through the creation of simple and practical checklists for critical steps in the protection order process. The Checklists are modeled after surgical and aviation checklists that remind users to complete basic yet necessary steps in the process.

The Protection Order Checklists have been developed for:

1. Courts and Data Centers
2. Judges and Petitioners
3. Police Departments
4. Patrol/Civil Detectives specifically related to:
 - Service of process
 - Civil standbys

"Filing for a Protection Order Packet":

This packet was created with the goal of ensuring that all courts provide some basic, standardized information about the protection order process (and local domestic violence resources) to all prospective protection order petitioners. By providing this information, petitioners will be able to make more informed decisions about whether they should file for a protection order or not, based on their own situations. The Domestic Violence Protection Order Packet is a 4 page (2 double-sided pages) packet with one topic per page. Topics are:

- Is a DVPO right for me? (safety considerations)
- What is a PO? (what PO can and cannot do)
- How Do I Get a PO? (procedural necessities)
- Service of the PO (what to expect)
- Preparing for the Full Order Hearing
- Enforcement of the PO
- Resources Page (customized per jurisdiction)

Next Steps:

Please help us in the following ways:

1. Help determine critical point persons at your court
2. Support implementation of the PO Checklists and "Filing for a Protection Order"
3. Encourage inter-jurisdictional DV networking

Let us help you with training or other technical assistance:

Please contact Sandra Shanahan, sandra.shanahan@kingcounty.gov 206-296-9700

Tracy Orcutt, Tracy.Orcutt@kingcounty.gov 206-296-7825

**Domestic Violence Initiative (DVI)
U Visa Update
PIC Meeting of May 11, 2011**

At the May 3, 2011 meeting of the Domestic Violence Initiative Committee (DVI), members were briefed on U nonimmigrant Visas (U Visas). U visas are part of a U.S. Citizenship and Immigration Services (USCIS) program that offers immigration protection to victims of crime, including domestic violence, strengthening efforts to combat those crimes. In recent months, a work group of the DVI committee has been working on U Visa issues.

In order to be eligible for a U Visa, a domestic violence victim needs to have suffered substantial mental or physical abuse as a victim of a crime, must possess information about criminal activity, and must be willing to help law enforcement authorities in the investigation and/or prosecution of the crime.

Many immigrant victims of domestic violence are unwilling to report the crimes, often due to fear of law enforcement in general and specifically, in fear of the victim and her children being deported. The U Visa program grants the victim and qualifying family members temporary status in the US including work permits. In some cases, temporary status can lead to permanent resident US status. Qualifying family members for a victim under 21 can include minor siblings, parents and spouses. For mothers, qualifying members can include children.

One of the challenges for individuals seeking relief using the U Visa is obtaining certification in a timely manner from the law enforcement official in the jurisdiction where the incident occurred. Certification requires verifying that the petitioner was a victim, and that the petitioner was "helpful". At times, this process can take months which presents issues for the petitioner and can result in an individual being put into immigration proceedings (deportation, etc.). There are a number of reasons this can occur including the fact that the regulations do not clearly define "helpful" and a lack of knowledge in a particular agency about who can provide certification.

Next Steps:

1. US Citizenship and Immigration Service Training in Seattle, June
2. Create and put into place protocol to have one person trained/assigned to certify per jurisdiction.



U.S. Citizenship and Immigration Services

USCIS Reaches Milestone: 10,000 U Visas Approved in Fiscal Year 2010 News Release

U Visa Protects Victims of Crime and Strengthens Law Enforcement Efforts

WASHINGTON – U.S. Citizenship and Immigration Services (USCIS) today announced it has approved 10,000 petitions for U nonimmigrant status (also referred to as the “U visa”) in fiscal year 2010, an important milestone for a program that offers immigration protection to victims of crime while also strengthening law enforcement efforts to combat those crimes. This marks the first time that USCIS, through extensive outreach and collaboration, has reached the statutory maximum of 10,000 U visas per fiscal year since it began issuing U visas in 2008.

“Through the U visa, USCIS is able to provide crime victims with critical immigration protection, allowing law enforcement officials to protect victims and bring the perpetrators of crimes to justice,” said USCIS Director Alejandro Mayorkas. “Through our partnership with both law enforcement and service providers, and through the dedicated work of our staff, we were able to reach – and provide this vital benefit to – thousands of deserving individuals.”

USCIS will resume issuing U visas on October 1, 2010, the first day of fiscal year 2011. Until then, USCIS will continue to accept new petitions for U visas and will place conditionally approved petitioners on a waiting list. Conditionally approved petitioners and qualifying family members will be able to legally remain in the United States and request work authorization. This protection also applies to conditionally approved petitioners or any qualifying family members who are in removal proceedings or have a final order of removal.

The U visa was created in the Victims of Trafficking and Violence Protection Act, legislation intended to strengthen the ability of law enforcement agencies to investigate and prosecute cases of domestic violence, sexual assault, human trafficking, and other crimes while, at the same time, offering protection to victims of such crimes. U visas are set aside for victims who have suffered substantial mental or physical abuse as a result of the criminal activity and are willing to help law enforcement authorities in the investigation or prosecution of the crime. In fiscal year 2009, USCIS approved approximately 6,000 U visa petitions for victims of crime.

For additional information about the U visa waiting list, please see the accompanying Questions & Answers. For more information about the U visa, please see the [Victims of Criminal Activity](http://www.uscis.gov/) Web page at <http://www.uscis.gov/>.

Last updated:07/15/2010



Burien

Washington, USA

Summary of Permits Issued

Start Date: 04/01/11

End Date: 04/30/11

TypePermit	Count	Valuation
Building	24	\$1,467,029.04
Damage	1	
Demolition	5	\$90,000.00
Electrical	62	\$89,266.49
Fire Protection	5	\$32,666.00
Mechanical	13	\$260,400.00
Plumbing	12	\$30,600.00
Right of Way	17	
Sign	10	\$36,214.15
Totals :	149	\$2,006,175.68

CITY OF BURIEN, WASHINGTON
Parks and Recreation Advisory Board
April 13, 2011

BOARD MEMBERS PRESENT:

Ed Dacy Hiede Holmes Chris Ndifon
Annie Morton Cynthia Raufmann-Trewartha

BOARD MEMBERS ABSENT:

Sheryl Knowles Jean Spohn

STAFF PRESENT:

Steve Roemer, Parks Development and Operations Manager

GUESTS PRESENT:

Keith Lionetti

Ed Dacy, Board Vice-Chair, called the meeting to order at 7:01 PM.

CITIZEN COMMENT:

None

ADDITIONS TO AGENDA:

None

The agenda was approved 4/0/0

MINUTES FROM PRIOR MEETING:

The minutes from the March meeting were approved 4/0/0.

AGENDA AND ACTION ITEMS:

Welcome of New Park and Recreation Board Members

Two new Board members, Annie Morton and Cynthia Raufmann-Trewartha, introduced themselves, as did the rest of the Board. They were appointed by City Council on March 28, 2011, with their terms beginning on April 4, 2011 and will end on March 31, 2015. Chris Ndifon was also re-appointed for a second term on the Board.

Presentation on Sport of Disc Golf

Keith Lionetti, the owner of Chainbangers disc golf store in Burien presented the sport of disc golf to the Board and his desire to have a course located within a

Burien park in the future. Disc golf began in California in 1972 and the rules are generally the same as golf. The sanctioning body would be considered the Professional Disc Golf Association, and locally Keith is a member Discovering Open Spaces a non-profit which promotes the sport. There are several courses in King County Parks and Seatac has what is considered to be the 10th toughest course in the nation. The main components for a course are the tee pad, typically 4'x8' made of concrete and other materials, a disc basket and tee signs.

The sport has participants ranging in age from 8-80+ years old and locally there is an after school program with Highline School District students. Keith has received CPG grant funds from King County to do redesign work at the Lakewood Park course, and at Seatac local volunteers provide most of the course maintenance. The physical installation of a course can be done in about one week and can be done in the \$20,000- \$30,000 price range. Courses that have the draw of tournaments can bring positive economic benefits to a host city. Some pay to play courses are starting to arise, as an option to support operational expenses. For a championship course a dimensional rule of thumb is an acre per hole. However, an eighteen hole course could be designed on 10 acres in the right environment. Smaller courses of nine holes can be flexibly designed in smaller environments.

Discussion of Parks Board Annual Report

The 2009 Parks and Recreation Annual report was distributed to the Board with the request for members to draft a 2010 version for review at the May meeting.

Update on Park Capital and Operations

Steve updated the Board on the following projects:

- Burien Community Garden
- Arbor Day Event of April 13th
- Seahurst Shoreline Restoration
- PROS and Visioning Plans
- Audubon Society's Puget Sound Loop Birding Map

FOR THE GOOD OF THE ORDER

- Ed briefed all on the current planning of the Lake to Sound Trail which intersects Burien along Des Moines Memorial Drive.

FUTURE AGENDA ITEMS AND/OR QUESTIONS

- Community Garden topics, as necessary.
- Parks Capital projects and operations updates
- Informal recreation opportunities in parks. -
- Potential for future dog park or off-leash areas.
- Discussion of Seahurst Rules and Regulations
- Discussion of park hours of operation
- PROS Plan
- Disc (Frisbee) Golf
- Health and Wellness Programming
- Next location for a B-Patch

The next meeting is May 11, 2011.

Meeting adjourned at 8:15pm

Submitted by Steve Roemer, Parks Manager



Notice of Application

City of Burien 400 SW 152nd Street (Suite 300)

Burien, Washington 98166-3066

Date May 11, 2011

Applicant Sunny Ausink, Pacific Telecom Services for AT&T

Proposal Add 4G technology to the site by adding (3) antennas and ancillary equipment to an existing personal wireless service facility located at the Washington State Criminal Justice Training Center

File No. PLA 11-0482
File is available for viewing at Burien City Hall during regular business hours.

Location 19010 1st Avenue South, Burien, WA

Tax Parcel No. 322304-9017

Current Zoning Residential Single-Family (RS 7,200)

Application Submitted/Complete
Submitted: March 30, 2011
Complete: April 27, 2011

Other Permits Needed Building Permit

Other Studies Needed None

Existing Environmental Info. State Environmental Policy Act (SEPA) checklist

Environmental Review
For this proposal, the City of Burien is using the "optional Determination of Non Significance (DNS) process" under the State Environmental Policy Act (WAC 197-11-355). The City expects to issue a DNS for the proposal. Individuals who submit timely written comments to the City (as indicated below) will become parties of record and will be notified of any decision and environmental determination made on this project. A copy of any decision and environmental determination made on this project may also be obtained upon request. The decision on the proposal and environmental determination, once made, may be appealed. All documents submitted or requested as part of this application are available for review at City Hall during regular business hours.

Review Process and Public Comment
The decision on this application will be made by the Community Development Director. Prior to the decision, there is an opportunity for the public to submit written comments. **Written comments must be received prior to 5:00 p.m. on June 1, 2011.** Send written comments to the project planner (see below). Please indicate your name and address and refer to the file indicated above. Only people who submitted comments as indicated above may appeal the decision on this application.

Project Planner (for written comments and more information)
Stephanie Jewett, AICP
Department of Community Development
City of Burien
400 SW 152nd Street (Suite 300)
Burien, WA 98166-3066
Phone: (206) 439-3152 E-Mail: stephaniej@burienwa.gov

Published in the Seattle Times
Date of Notice: May 11, 2011

cc: Burien City Council
Burien Staff
Discover Burien

Highline Times
King County/Burien Public Library
B-Town Blog

Seahurst Post Office
Web site: www.burienwa.gov
White Center Now



Notice of Application

City of Burien 400 SW 152nd Street (Suite 300) Burien, Washington 98166-3066

Date May 11, 2011

Applicant Sunny Ausink, Pacific Telecom Services for AT&T

Proposal Add 4G technology to the site by replacing (3) existing antennas on the side of the Queensview apartment building and adding new ancillary equipment

File No. PLA 11-0483

File is available for viewing at Burien City Hall during regular business hours.

Location 13007 12th Avenue SW, Burien, WA

Tax Parcel No. 7385800148

Current Zoning Residential Multi-family (RM-24)

Application Submitted/Complete Submitted: March 30, 2011
Complete: April 27, 2011

Other Permits Needed Building Permit

Other Studies Needed None

Existing Environmental Info. State Environmental Policy Act (SEPA) checklist

Environmental Review For this proposal, the City of Burien is using the "optional Determination of Non Significance (DNS) process" under the State Environmental Policy Act (WAC 197-11-355). The City expects to issue a DNS for the proposal. Individuals who submit timely written comments to the City (as indicated below) will become parties of record and will be notified of any decision and environmental determination made on this project. A copy of any decision and environmental determination made on this project may also be obtained upon request. The decision on the proposal and environmental determination, once made, may be appealed. All documents submitted or requested as part of this application are available for review at City Hall during regular business hours.

Review Process and Public Comment The decision on this application will be made by the Community Development Director. Prior to the decision, there is an opportunity for the public to submit written comments. **Written comments must be received prior to 5:00 p.m. on June 1, 2011.** Send written comments to the project planner (see below). Please indicate your name and address and refer to the file indicated above. Only people who submitted comments as indicated above may appeal the decision on this application.

Project Planner (for written comments and more information) Stephanie Jewett, AICP
Department of Community Development
City of Burien
400 SW 152nd Street (Suite 300)
Burien, WA 98166-3066
Phone: (206) 439-3152 E-Mail: stephaniej@burienwa.gov

Published in the Seattle Times Date of Notice: May 11, 2011

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Public Hearing Notice

City of Burien

400 SW 152nd St. (Suite 300)

Burien, Washington 98166-3066

Hearing Information

The City of Burien Hearing Examiner will hold a public hearing on **May 24, 2011 at 9:00 AM** at **Burien City Hall 400 SW 152nd St., Suite 300** to receive public comments on the following application:

Applicant Dave Baus with Village Concepts for El Dorado West Retirement Community

Proposal Redevelopment of the existing El Dorado West Retirement Community

File No. PLA-10-1969

File is available for viewing at Burien City Hall during regular business hours.

Location 1010 SW 134th Street, Burien, WA

Tax Parcel No. 1823049011, 1823049037, 1823049025, 1823049057

Current Zoning RM-24 (Residential Multi-family 24)

How to Comment

Any person may submit written or oral comments or testimony at the public hearing, or may submit written comments prior to the hearing. Written comments may be submitted in person, via mail, e-mail or by facsimile. Only persons who submit written or oral comments prior to the close of the hearing may appeal the decision. All documents submitted or requested as part of this application, including the City staff report are available for review at City Hall during regular business hours.

Project Planner

Stephanie Jewett, Project Planner

(for submittal of written
comments or for more
information)

Department of Community Development

City of Burien

400 SW 152nd St., Suite 300

Burien, WA 98166

Phone: (206) 439-3152 E-Mail: Stephaniej@burienwa.gov

Published in the Seattle
Times

Date of Notice: May 10, 2011

cc: Burien City Council
Burien Staff
Discover Burien
Highline Times
King County/Burien Public Library

Seahurst Post Office
Web site: www.burienwa.gov
B-Town Blog
White Center Now

**CITY OF BURIEN
AGENDA BILL**

Agenda Subject: Review of Council Proposed Agenda Schedule		Meeting Date: May 23, 2011
Department: City Manager	Attachments: Proposed Meeting Schedule	Fund Source: N/A Activity Cost: N/A Amount Budgeted: N/A Unencumbered Budget Authority: N/A
Contact: Monica Lusk, City Clerk		
Telephone: (206) 248-5517		
Adopted Initiative: Yes No X	Initiative Description: N/A	
PURPOSE/REQUIRED ACTION: The purpose of this agenda item is for Council to review the proposed City Council meeting schedule. New items or items that have been rescheduled are in bold.		
BACKGROUND <i>(Include prior Council action & discussion):</i> According to City Council policies, the proposed meeting schedule is reviewed during the last meeting of each month.		
OPTIONS <i>(Including fiscal impacts):</i> 1. Review the schedule, and add, delete, or move items. 2. Review the schedule and make no modifications.		
Administrative Recommendation: Review the schedule.		
Committee Recommendation: N/A		
Advisory Board Recommendation: N/A		
Suggested Motion: None required.		
Submitted by: Monica Lusk Administration _____		Mike Martin City Manager _____
Today's Date: May 18, 2011		File Code: <u>R:/CC/AgendaBill2011/052311cm-2</u> <u>proposedagendareview.doc</u>

**CITY OF BURIEN
PROPOSED COUNCIL AGENDA SCHEDULE
2011**

June 6, 7:00 p.m. Council Meeting

Business Agenda

Discussion on Draft Vision for Burien.

(City Manager)

Introduction to 2011 Comprehensive Plan Scope of Work

(Community Development)

Continued Discussion of Information Provided to Council on a Regular Basis.

(Finance)

June/July

1. Public Hearing for LID for South 140th Street for Street and Drainage Improvements.
(Public Works)
2. Presentation of the 2010 Parks & Recreation Board Annual Report.
(Parks)
3. Presentation of the 2010 Arts Commission Annual Report.
(Parks)
4. Motion to Adopt Vision for Burien.
(City Manager)
5. Motion to Adopt Resolution No. xxx, Approving 2011 Comprehensive Plan Scope of Work.
(Community Development)
6. Discussion of Authorization of an Interlocal Agreement with King County for the Park-N-Ride Garage.
(Public Works)
7. Discussion on and Possible Motion to Form Local Improvement District (LID) for SW 137th Street for Street and Drainage Improvements and Setting a Public Hearing Date.
(Public Works)